

**COUNTY OF LINCOLN**  
**New Mexico**  
**Regular Meeting**  
**Board of County Commissioners**

**Preston Stone, Chairman**  
**Elaine Allen, Member**  
**Lynn Willard, Member**  
**Rhonda Burrows, Clerk**  
**Robert Shepperd, Sheriff**

**Dallas Draper, Vice Chairman**  
**Thomas F. Stewart, Member**  
**Paul Baca, Assessor**  
**Beverly Calaway, Treasurer**  
**Stirling Spencer, Probate Judge**

**Nita Taylor, County Manager**

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**AGENDA**

**Commission Chambers, Tuesday, July 19, 2016 @8:30 A.M.**

1. Call to Order
2. Roll Call
3. Invocation
4. Pledge of Allegiance
  - a. Pledge – U.S. A. Flag
  - b. Salute – N.M. Flag (“I salute the flag of the State of New Mexico, the Zia Symbol of perfect friendship among united cultures”)
5. Approval of Agenda
6. Approval of Minutes:
  - a. June 10, 2016, Special Commission Meeting
  - b. June 28, 2016, Regular Commission Meeting
7. Approval of Resolutions:
  - a. 2016-1 Line adjustments FY 2015-2016
  - b. 2016-2 Budget Adjustments FY 2015-2016
8. Approval of Consent Agenda
  - a. Payroll/Accounts Payable/Budget/ Expenditures
  - b. Treasurer’s Financial Report for the Month ending June 30, 2016
    1. Treasurer’s 4<sup>th</sup> Quarterly Report Ending June 30, 2016
  - c. Mutual Aid Fire Rescue Response Agreement with Village of Ruidoso
  - d. Contract for Services between the County of Lincoln and Lincoln Community Church, Inc.
  - e. SE New Mexico Economic Development District (SNMEDD) Agreement and Resolution 2016-4
9. Forest, Land & Natural Resources Matters:

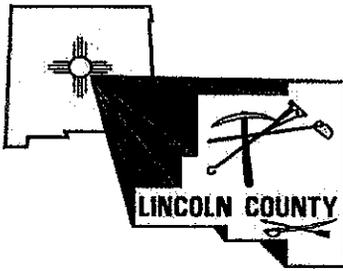
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**PLEASE NOTE: ALL SUBJECTS LISTED ON THIS AGENDA ARE TO BE CONSIDERED ACTION ITEMS BY THE BOARD OF COUNTY COMMISSIONERS UNLESS OTHERWISE INDICATED.**

- a. Smokey Bear Ranger District
  - b. Cibola National Forest
  - c. Community Forester
  - d. Upper Hondo Soil & Water Conservation District
  - e. Office of State Engineer-Water Issues
10. Approval or Disapproval of Safety Net Care Pool & Indigent Health Care Claims
  11. Approval to Issue RFP for Hondo Fire Station Metal Building / Design of Concrete Pad
  12. **9:30 A.M.:** PUBLIC COMMENT AND OTHER BUSINESS FROM COUNTY OFFICIALS (Items are for discussion only – no action will be taken)
  13. Manager's Report
  14. 2018-22 Lincoln County Infrastructure Capital Improvement Plan (ICIP) Discussion & Update
  15. Carrizozo Senior Center Discussion and Update
  16. Solid Waste Collection Services Discussion and Update
  17. Authorization to Engage Bond Counsel after successful negotiation of PHS / County Lease Agreement
  18. Award of RFP 16-17-001 Banking Services for the County of Lincoln
  19. **1:00 P.M.:** Public Hearing to consider Final Budget FY 16-17 by Resolution 2016-3
  20. Consideration of Appointments and Removal from Boards/Commissioners/Committees:
    - a. Senior Citizens Olympic Committee
  21. Authorization to Schedule Public Hearing to Consider Other Outdated or New Lincoln County Ordinance
    - a. Ordinance No. 2015-05 Lincoln County Solid Waste and Litter Ordinance
  22. Executive Session Pursuant to the Open Meetings Act: Discussion of all Threatened and/or Pending Litigation Section 10-15-1, Sub-Paragraph H.(7); and Discussion of the purchase, acquisition or disposal of real property or water rights by the public body, Section 10-15-1, Sub-Paragraph H.(8).
  23. Signing of Official Documents
  24. Next meetings:
    - a. August 16, 2016, Regular Commission Meeting
  25. Adjourn

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PLEASE NOTE: ALL SUBJECTS LISTED ON THIS AGENDA ARE TO BE CONSIDERED ACTION ITEMS BY THE BOARD OF COUNTY COMMISSIONERS UNLESS OTHERWISE INDICATED.



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# *County of Lincoln*

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P.O Box 711 • 300 Central Ave. • Carrizozo, New Mexico 88301-0711 • (575) 648-2385

## Agenda Item 6

### SUBJECT

Approval of Minutes:

- a) June 10, 2016 Special Commission Meeting
- b) June 28, 2016 Regular Commission Meeting

1 **COUNTY OF LINCOLN**

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2 **New Mexico**  
3 **Special Meeting**  
4 **Board of County Commissioners**

5  
6 **Preston Stone**, Chair  
7 **Dallas Draper**, Vice Chair

**Thomas F. Stewart**, Member  
**Elaine Allen**, Member  
**Lynn Willard**, Member

8  
9 **Minutes**  
10 **Friday, June 10, 2016**

11  
12 Minutes of the Special Meeting of the Lincoln County Commission held at 8:30 A.M. on June 10,  
13 2016 in the County Commission Chambers, Lincoln County Courthouse, in Carrizozo, New  
14 Mexico.

15  
16 **1. Call to Order**

17  
18 Chair Stone called the Special Meeting of the Board of County Commissioners to order at 8:29  
19 AM.

20  
21 **2. Roll Call**

22  
23 **Roll Call.**

24 **Present:** Chair Stone, Commissioner Stewart, Commissioner Draper (participating  
25 telephonically).

26 **Absent:** Commissioner Allen, Commissioner Willard.

27  
28 Others present included Nita Taylor, County Manager; Alan Morel, County Attorney; and Rhonda  
29 Burrows, County Clerk.

30  
31 **3. Invocation**

32  
33 The invocation was presented by Chair Stone.

34  
35 **4. Pledge of Allegiance**

- 36  
37 a. Pledge – US Flag  
38 b. Salute – NM Flag

39  
40 **5. Approval of Agenda**

41  
42 **Motion:** Acceptance of the Agenda and authorized the Chair to move items as necessary;

43 **Action:** Approve, **Moved by** Commissioner Stewart, **Seconded by** Commissioner Draper.

44 **Vote:** Motion carried by unanimous vote (**summary:** Yes = 4).

45 **Yes:** Chair Stone, Commissioner Draper, Commissioner Stewart.

46 **Absent:** Commissioner Allen, Commissioner Willard.  
47

48 **Motion:** Recess the Special Meeting and convene as the ex-officio Canvass Board for Lincoln  
49 County, **Action:** Approve, **Moved by** Commissioner Stewart, **Seconded by** Commissioner  
50 Draper.

51 **Vote:** Motion carried by unanimous roll call vote (**summary:** Yes = 3).

52 **Yes:** Chair Stone, Commissioner Draper, Commissioner Stewart.

53 **Absent:** Commissioner Allen, Commissioner Willard.

54

## 55 7. Canvass June 7, 2016 Primary Election Votes

56

57 Rhonda Burrows, County Clerk recognized Whitney Whittaker, Chief Deputy Clerk; Shannan  
58 Hemphill, Bureau of Elections Clerk; Charlotte Emmons, Deputy Clerk; Diane Shoemaker, Deputy  
59 Clerk, Allysanne Huey, Deputy Clerk and Karen Mills, Deputy Clerk. Ms. Burrows thanked the  
60 staff for their excellent work and assistance in the conduct of the 2016 Primary Election. Ms.  
61 Burrows also acknowledged Paul Baca, Rodney Zamora, and LeeRoy Zamora for their assistance  
62 as Vote Technicians.

63

64 Ms. Burrows discussed the important roll poll officials serve in the successful conduct of an  
65 election and acknowledged Presiding Judges Edith Dobbins, Loree Vallejos, Beth Keenan,  
66 Shannon Miller, Faith Hignight, Diana Billingsley, and Jim Miller. Ms. Burrows discussed the  
67 increased number of voters utilizing the Lincoln County Courthouse Early Vote site and noted  
68 there were 341 Early Voters in Carrizozo and 711 Early Voters in Ruidoso. Ms. Burrows also  
69 provided a breakdown of Election Day voters by site.

70

71 Ms. Burrows informed there were 3,207 Democrats and 7,409 Republicans or 10,616 residents  
72 eligible to cast a ballot in the 2016 Primary Election. Ms. Burrows stated there were 255 Absentee  
73 by Mail ballots; 1,051 Early in-person ballots; and 2,687 Election Day for a total of 3,995 ballots  
74 cast. Ms. Burrows stated there were 2 Provisional ballots cast but not qualified. Ms. Burrows  
75 noted 37.62% of the eligible voters voted in the 2016 Primary as compared to 25.44% in 2014  
76 and 29.26% in 2012 Primary Elections.

77

78 Ms. Burrows provided spreadsheets of the unofficial results as reported to the Secretary of State,  
79 the ballots issued report, and various voter statistics for review. Ms. Burrows also made available  
80 results tapes from each tabulator and other related election returns for inspection.

81

82 Ms. Burrows requested the County Canvass Board certify the 2016 Primary Election for Lincoln  
83 County by their signature on the Certification of Canvass Results. Ms. Burrows also requested  
84 signature of the Certificates of Nomination for those County candidates whose name will appear  
85 on the 2016 General Election ballot.

86

87 Chair Stone recessed the County Canvassing Board and reconvened the Special Meeting at 9:01  
88 AM.

89

90 **Motion:** Approve the Certification of Canvass Results for the 2016 Primary Election, **Action:**  
91 Approve, **Moved by** Commissioner Stewart, **Seconded by** Commissioner Draper.

92 **Vote:** Motion carried by unanimous vote (**summary:** Yes = 3).

93 **Yes:** Chair Stone, Commissioner Draper, Commissioner Stewart.

94

95 **SEE EXHIBIT A:** Copy of the 2016 Primary Certification of Canvass Results is attached hereto  
96 in reference thereto made a part hereof.

97

## 98 8. Signing of Official Documents

99  
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114  
115

Certification of Canvass Results  
Certificates of Nomination

**9. Next meetings:**

June 28, 2016 - Regular Commission Meeting

**10. Adjourn**

There being no further business to come before the Board of County Commissioners, Chair Stone adjourned the meeting at 9:02 AM.

Respectfully submitted by,

Rhonda B. Burrows  
Lincoln County Clerk

DRAFT

1 **COUNTY OF LINCOLN**

2  
3 **New Mexico**  
4 **Regular Meeting**  
5 **Board of County Commissioners**  
6

7 **Preston Stone**, Chair  
8 **Dallas Draper**, Vice Chair  
9

**Thomas F. Stewart**, Member  
**Elaine Allen**, Member  
**Lynn Willard**, Member

10 **Minutes**  
11 **Tuesday, June 28, 2016**  
12

13 Minutes of the Regular Meeting of the Lincoln County Commission held at 8:30 AM on June 28,  
14 2016 in the County Commission Chambers, Lincoln County Courthouse, in Carrizozo, New  
15 Mexico.  
16

17 **1. Call to Order**  
18

19 Chair Stone called the Regular Meeting of the Board of County Commissioners to order at 8:30  
20 AM.  
21

22 **2. Roll Call**  
23

24 **Roll Call.**

25 **Present:** Chair Stone, Commissioner Stewart, Commissioner Allen, Commissioner Willard.

26 **Absent:** Commissioner Draper.  
27

28 Others present included Nita Taylor, County Manager; Alan Morel, County Attorney; and  
29 Rhonda Burrows, County Clerk.  
30

31 **3. Invocation**  
32

33 The invocation was presented by.  
34

35 **4. Pledge of Allegiance**  
36

- 37 a. Pledge – US Flag
- 38 b. Salute – NM Flag
- 39

40 **5. Approval of Agenda**  
41

42 **Motion:** Acceptance of the Agenda and authorized the Chair to move items as necessary,

43 **Action:** Approve, **Moved by** Commissioner Stewart, **Seconded by** Commissioner Willard.  
44

45 Commissioner Stewart requested he be excused for a time during the Regular Commission  
46 Meeting to attend a meeting of the Green Tree Solid Waste Authority.  
47

48 Nita Taylor, County Manager requested approval to remove item 7(e) The Approval of Contracts  
49 for Senior Services from the Consent Agenda for consideration as Item 25(a) relating directly to  
50 Senior Services matters.

51

52 **Vote:** Motion carried by unanimous vote (**summary:** Yes = 4).

53 **Yes:** Chair Stone, Commissioner Stewart, Commissioner Allen, Commissioner Willard.

54

55 **6. Approval of Minutes**

56

57 a. May 2, 2016 - Special Commission Meeting

58 b. May 17, 2016 - Regular Commission Meeting

59 c. June 2, 2016 - Special Commission Meeting

60

61 **Motion:** Approve the minutes of the May 2, 2016 Special Meeting; the May 17, 2016 Regular  
62 Meeting; and the June 2, 2016 Special Meeting;

63 **Action:** Approve, **Moved by** Commissioner Stewart, **Seconded by** Commissioner Allen.

64 **Vote:** Motion carried by unanimous vote (**summary:** Yes = 4).

65 **Yes:** Chair Stone, Commissioner Stewart, Commissioner Allen, Commissioner Willard.

66 **Absent:** Commissioner Draper.

67

68 **7. Approval of Consent Agenda**

69

70 a) Payroll/Accounts Payable/Budget/ Expenditures

71 b) Treasurer's Financial Report for the Month ending May 31, 2016

72 c) Approval of Land and Water Well Agreement - Carrizozo Municipal Schools

73 d) MOU Between the Village of Ruidoso and Lincoln County as the Administrative  
74 Authority for Lincoln County Sheriff's Office for Driving while Intoxicated Prevention  
75 Enforcement Activities & Reimbursement of Costs

76 e) Approval of FY16-17 Contracts Between the County of Lincoln and North Central  
77 New Mexico Economic Development District: Non-Metro Area Agency on Aging:

78 i. Direct Purchase of Services

79 ii. Nutrition Service Incentive Program (NSIP)

80 iii. Senior Employment Program

81

82 **Motion:** Approval of the Consent Agenda as presented except Item 7(e), **Action:** Approve,  
83 **Moved by** Commissioner Stewart, **Seconded by** Commissioner Allen.

84

85 Commissioner Stewart questioned the status of Lincoln County's request for the New Mexico  
86 Finance Authority (NMFA) to intercept the Environmental Gross Receipts Tax (EGRT) payment.

87

88 Alan Morel, County Attorney informed he sent two separate letters to NMFA requesting they  
89 intercept Lincoln County's Environmental Gross Receipts Tax (EGRT) for direct repayment of  
90 an NMFA loan granted to Greentree Solid Waste Authority. Attorney Morel stated he received  
91 no reply to the requests but suggested the County consider direct payment of the EGRT tax to  
92 NMFA as the tax was legally pledged to repayment of the GSWA loan.

93

94 There was discussion with various department heads regarding expenditures presented for  
95 payment.

96

97 **Vote:** Motion carried by unanimous vote (**summary:** Yes = 4).

98 **Yes:** Chair Stone, Commissioner Stewart, Commissioner Allen, Commissioner Willard.

99 **Absent:** Commissioner Draper.

100

101 **SEE EXHIBIT A:** Copies of Consent Items are attached hereto in reference thereto made a part  
102 hereof.

103

104 **8. Discussion and Possible Direction Regarding NM Department of Cultural Affairs'**  
105 **Proposed Reorganization of Historic Sites: Lincoln and Ft. Stanton**

106

107 Nita Taylor, County Manager informed on May 25, 2016 the New Mexico Department of Cultural  
108 Affairs (DCA) presented a reorganization plan for the New Mexico Historic Sites Division. Ms.  
109 Taylor stated the reorganization plan called for a Reduction in Forces (RIF) of current site  
110 managers including elimination of manager positions at the Lincoln Historic Site and the Fort  
111 Stanton Historic Site. Ms. Taylor stated plans were for a Regional Manager to assume the  
112 duties for these sites.

113

114 Ms. Taylor presented letters and comments from local residents and informed she,  
115 Commissioner Allen and other local representatives attended a meeting with Cabinet Secretary  
116 Victoria Gonzales to discuss the impact of the eliminated positions on the local tourist industry  
117 as well as the preservation of these important sites.

118

119 Ms. Taylor reported the meeting focused on DCA's projected \$2.1 million deficit for Fiscal Year  
120 2017 which necessitated the management revisions. Ms. Taylor stated the proposed  
121 reorganization identified a reduction from 12 employee positions to 10 employee positions for  
122 the two sites in Lincoln County.

123

124 Ginger Moore, resident of Lincoln Historic District and active volunteer on both the Preservation  
125 Board and the Friends of Historic Lincoln Boards presented copies of thirty six letters requesting  
126 the Department of Cultural Affairs reconsider the plan to eliminate site manager positions in  
127 Lincoln and Fort Stanton. Ms. Moore directed particular attention to a letter from Antonio Baca,  
128 Retired Director of the New Mexico Historic Sites and Michael Romero Taylor a Former Director  
129 of New Mexico Historic Sites urging Secretary Veronica Gonzales to reconsider the plan. Ms.  
130 Moore noted there were numerous letters from historians including a letter from local historian  
131 Lynda Sanchez requesting the Lincoln County Board of County Commissioners submit a  
132 strongly worded letter requesting a stay of the proposal to eliminate seven of eleven total site  
133 managers within DCA. Ms. Moore additionally provided copies of fact sheets, accumulated  
134 data, and newspaper articles supporting the importance of both sites.

135

136 **Commissioner Stewart was excused from the meeting at 8:57 AM.**

137

138 Steve Duffy, Interim President of Fort Stanton, Inc. informed he had attended the meeting with  
139 Secretary Gonzales to express the group's concerns about the proposed reduction in staffing.  
140 Mr. Duffy reminded the plan was still being developed with a State Personnel Board Hearing on  
141 the matter set for July 21, 2016. Mr. Duffy expressed belief interested parties would have time  
142 to respond to the final recommendations. Mr. Duffy noted any changes proposed might provide  
143 opportunities for additional collaboration of the community organizations which support the two  
144 historic sites.

145

146 Ms. Moore thanked Manager Taylor and Commissioner Allen for attending the recent meeting  
147 with Secretary Gonzales. Ms. Moore added to her earlier comments additional information

148 regarding the economic impact of tourism associated with Historic Lincoln. Ms. Moore stated  
149 there were 35,000 paid museum fees last year in Historic Lincoln. Ms. Moore suggested there  
150 were an equal number of visitors who do not pay the tour fee and estimated the site received  
151 approximately 60,000 visitors per year. Ms. Moore conservatively estimated expenditures for  
152 meals, lodging and other sundries associated with these visitors would exceed \$6 million dollars  
153 annually.

154  
155 Paulita Elisa Padilla Sanchez Chavez stated her ancestors were among the first to settle in  
156 Lincoln. Ms. Chavez, speaking on behalf of the Hispanic community, expressed support for the  
157 organizations present who preserve the history of Lincoln and Lincoln County.

158  
159 Herb Marsh, resident of Lincoln provided information regarding current and past staffing  
160 problems. Mr. Marsh pointed out the proposed reductions in staffing would not be so onerous if  
161 the sites were currently fully staffed but as they were currently several unfilled positions, further  
162 reductions would impose an unfair burden on the community volunteer groups. Mr. Marsh  
163 noted while DCA proposed to reduce staffing in Lincoln County the proposal also included the  
164 creation of two new positions in Santa Fe and Albuquerque.

165  
166 Becky Borowski, resident of Lincoln spoke about the international complement of visitors who  
167 visit Lincoln each year and the benefits of having such a site to both the County and State of  
168 New Mexico.

169  
170 **10. 9:30 AM: PUBLIC COMMENT AND OTHER BUSINESS FROM COUNTY OFFICIALS**

171  
172 Beverly Calaway, Treasurer reported Lincoln County received the 2016 Payment in Lieu of  
173 Taxes (PILT) in the amount of \$1,738,123 last week. Ms. Calaway stated the payment  
174 increased by \$42,128 over last year's payment. Ms. Calaway noted the remittance indicated  
175 the total acres of federal land utilized to calculate the PILT payment amount. Ms. Calaway  
176 stated the Treasurer's office noticed the total acreage referenced had declined since 2013 by  
177 approximately five sections and they would work with the Assessor's office to research this  
178 decline in total acreage.

179  
180 Ms. Calaway reported the NM Property Tax Division set a delinquent tax sale in Lincoln County  
181 for July 27, 2016. Ms. Calaway stated her staff would continue to research and contact owners  
182 in an effort to collect delinquent taxes prior to the sale.

183  
184 Jim Camper, Cedar Creek resident expressed concern about the lack of onsite slash pick up  
185 since Lincoln County assumed solid waste collection. Mr. Camper stated since the  
186 discontinuation of the slash pick up service, slash piles had begun to accumulate in the Cedar  
187 Creek area. Mr. Camper expressed belief many part time residents were unaware the service  
188 was no longer available or they did not possess the equipment to self-haul slash to Sierra  
189 Contracting's site.

190  
191 **8. Discussion and Possible Direction Regarding NM Department of Cultural Affairs'**  
192 **Proposed Reorganization of Historic Sites: Lincoln and Ft. Stanton (continued)**

193  
194 Commissioner Allen expressed appreciation for Representative Nora Espinoza's assistance in  
195 facilitating the meeting with Secretary Gonzales. Commissioner Allen stated the meeting was  
196 very informative and the Secretary expressed genuine concern about the historic sites.  
197 Commissioner Allen stated Senator Burt was also involved in discussions which was helpful as  
198 he serves as a member of the Senate Finance Committee. Commissioner Allen stated she also

199 spoke with Lieutenant Governor John Sanchez who offered to meet with local residents to hear  
200 their concerns. Commissioner Allen stated the Lieutenant Governor was aware of the economic  
201 impact of these historic sites and the need to market tourism in New Mexico.

202  
203 Commissioner Allen informed the Department of Cultural Affairs (DCA) was in the process of  
204 creating a long term strategic plan for the first time to guide the department over the years.  
205 Commissioner Allen suggested reviewing the plan once released, pursuing a relationship with  
206 DCA to educate them about the importance of these two sites, and working to educate  
207 legislators about the needs of these two sites.

208  
209 Commissioner Willard informed the interim Legislative Finance Committee was set to meet July  
210 27<sup>th</sup> and 28<sup>th</sup> in Ruidoso. Commissioner Willard stated a discussion of the long term financial  
211 plan for the Department of Cultural Affairs was on the agenda. Commissioner Willard urged all  
212 concerned residents and organizations to attend the meeting.

213  
214 Chair Stone expressed appreciation for the Manager's involvement and representation on  
215 behalf of the County. Chair Stone suggested the County have representation present at the  
216 State Personnel Board Hearing to consider the Reduction in Force proposed by DCA.

217  
218 There was a general consensus to write Governor Martinez and express support for the  
219 continued staffing of the historic sites in a positive manner. Ms. Taylor suggested inclusion of  
220 Lincoln County's intention to have representation at the Personnel Board Meeting.

221  
222 **9. Forest, Land & Natural Resources Matters:**

223  
224 a) Smokey Bear Ranger District

225  
226 Ms. Taylor reported Ranger Noel was not in attendance today. Ms. Taylor reported the  
227 Smokey Bear Ranger District had granted an "Opportunity to Comment" on the Diamond Peak  
228 Pipeline Project. Ms. Taylor informed the project would extend the water distribution system on  
229 the Diamond Peak allotment to provide wildlife and livestock with reliable water in an area where  
230 none currently exists.

231  
232 b) Cibola National Forest

233  
234 Ms. Taylor reported the Cibola National Forest Plan Revision process was proceeding in Phase  
235 II – Revision. Ms. Taylor stated the landscape teams submitted preliminary comments to the  
236 Preliminary Draft Land and Resources Management Plan last week. Ms. Taylor stated the  
237 Lincoln County Land and Natural Resources Advisory Committee (LANRAC) was becoming  
238 more involved in the Forest Plan Revision process.

239  
240 Robert Barber, member of LANRAC stated the committee continued to pursue involvement in  
241 the Cibola Forest Plan Revision. Mr. Barber stated the committee also received a document  
242 related to nonnative weed management in Lincoln County. Mr. Barber informed the Lincoln  
243 National Forest was preparing for an environmental impact study and the committee would  
244 submit comments on that process to the Board of County Commissioners. Mr. Barber  
245 anticipated LANRAC would also participate in the public hearings and process for the Lincoln  
246 National Forest Plan Revision.

247  
248 Ms. Taylor provided information on the North Fire and the Dog Head Fire, the two major fires  
249 currently burning in the Cibola National forest.

250  
251 Joe Kenmore, Director of the Office of Emergency Services provided additional details on the  
252 fires noting 12 permanent structures and 24 out buildings were lost in the Dog Head Fire. Mr.  
253 Kenmore discussed the Cibola's tactic to utilize the lightning ignited North Fire as a "managed  
254 fire" encouraged to grow under containment.  
255

256 c) New Mexico State University Range Improvement Task Force  
257

258 Ms. Taylor discussed the interdisciplinary team of range scientists, ecologists, wildlife experts,  
259 agricultural economists and livestock specialists which provides information for use in resolving  
260 resource management conflicts. Ms. Taylor stated Nicolas Ashcroft, Rangeland Management  
261 Specialist played a particularly important role in assisting Lincoln County in understanding the  
262 importance and use of scientific data by governmental agencies and allotment owners.  
263

264 Chair Stone discussed the role of Nick Ashcroft and the NMSU Range Improvement Task Force  
265 as instrumental in assisting Cibola grazing allotment permittees to achieve reinstatement of their  
266 grazing rights. Chair Stone requested Lincoln County consider writing a letter of support of a  
267 tenured position for Mr. Ashcroft acknowledging his valuable assistance.  
268

269 **Motion:** Direct the Manager to write a letter to President Carruthers of NMSU in support of  
270 Nicolas Ashcroft, **Action:** Approve. **Moved by** Chair Stone, **Seconded by** Commissioner  
271 Willard.

272 **Vote:** Motion carried by unanimous vote (summary: Yes = 3)

273 **Yes:** Chair Stone, Commissioner Allen, Commissioner Willard.

274 **Absent:** Commissioner Draper, Commissioner Stewart.  
275

276 d) Community Forester  
277

278 Rick Merrick, Community Forester with South Central Mountain RC and D informed both the  
279 Cedar Creek Non-Federal Land (NFL) and Lincoln County Cost Share thinning programs for the  
280 fiscal year were both completed. Mr. Merrick stated an application was submitted for additional  
281 funding for the cost share program but Lincoln County was not awarded funding for the next  
282 cycle. Mr. Merrick stated applications were also submitted for three new NFL projects and  
283 expressed optimism about possible funding.  
284

285 Mr. Merrick reported the decline in attendance for the Eastern New Mexico University Speaker  
286 Series had prompted the formation of a steering committee to consider restructuring the  
287 program to increase attendance.  
288

289 Mr. Merrick reported after a meeting with State Land Commissioner Aubrey Dunn concerning a  
290 prescribed burn on Alto Mesa a decision was made to masticate slash piles rather than to  
291 conduct a prescribed burn.  
292

293 Mr. Merrick discussed the planned acquisition by South Central Mountain of an air curtain  
294 incinerator and the planned utilization to assist Lincoln County residents with slash disposal.  
295

296 Ms. Taylor questioned if the agency had plans for staffing the air curtain incinerator.  
297

298 Mr. Merrick discussed the problem of utilizing volunteers due to conflict with regular work  
299 schedules.  
300

301 e) Upper Hondo Soil & Water Conservation District  
302

303 Ms. Taylor stated Laura Johnson, Program Director was unable to attend but had provided a  
304 report of activities including a map and list of roads sprayed for the noxious weed program. Ms.  
305 Taylor noted Ms. Johnson's report included notice of an additional grant award of \$15,000 for  
306 the treatment of thistle on the Rio Bonito.  
307

308 Chair Stone requested the Manager submit a request to the organization for treatment of  
309 cockleburs along Patos Road.  
310

311 f) Office of State Engineer-Water Issues  
312

313 Ms. Taylor stated she had trouble accessing the State Engineer's website but to her knowledge  
314 no new water rights transfers were posted.  
315

316 Chair Stone recessed the Regular Meeting at 10:15 AM and reconvened at 10:25 AM.  
317

318 **11. Fiscal Years 2018 - 2022 Lincoln Infrastructure Capital Improvement Plan**  
319

320 Ms. Taylor reminded the Infrastructure Capital Improvement Plan (ICIP) was continually  
321 evolving as projects were being completed, new projects identified, and/or circumstances  
322 required additional infrastructure. Ms. Taylor provided a copy of the ICIP adopted last year and  
323 noted the annual process typically began with a review of the prior year's list. Ms. Taylor  
324 discussed Capital Outlay awards to various agencies in Lincoln County this year amounting to  
325 \$1,083,200 which was less than one half of the prior year's awards. Ms. Taylor stated  
326 discussion and review of the ICIP was planned for this month's meeting as well as in July with  
327 final approval during the August meeting.  
328

329 Ms. Taylor stated the expansion and or renovation of the Lincoln County Detention Center  
330 continued to be one of Lincoln County's top priorities. Ms. Taylor reminded Lincoln County  
331 received a 2014 Legislative Capital Appropriation of \$161,370 or use in the remodel of the  
332 Detention Center. Ms. Taylor stated this funding allotment carried a revision date of June 2018.  
333 Ms. Taylor stated it was necessary to identify and complete a "stand-alone" portion of the larger  
334 project such as a renovation of the medical facilities in order to utilize this funding.  
335

336 Ms. Taylor reminded Bob Calvani of NCA Architects designed the current Detention Center  
337 including preliminary plans for expansion options and he was present to discuss those options.  
338

339 a) Expand Detention Center – Presentation by John Calvani, Architect  
340

341 Mr. Calvani presented drawings, details and preliminary cost estimates for five potential areas  
342 for expansion of the current detention center. Mr. Calvani stated after meeting with the County  
343 Manager and Detention Center staff the redesign of the medical suite was identified as the  
344 current priority. Mr. Calvani estimated the cost of construction of a new medical suite as  
345 \$570,000. Mr. Calvani discussed various other options for expansion or renovation of the  
346 facility and the associated costs and benefits of each option.  
347

348 There was a general discussion of current staffing problems, options to assist with better  
349 management of detainees, and a request from the warden for a new sally port for the transport  
350 of detainees.  
351

352 Ms. Taylor supported the prioritization of the remodel of the medical suite and suggested  
353 prioritizing other renovations for inclusion on the ICIP.

354  
355 Commissioner Willard expressed support for the remodel of the medical suite and for including  
356 the project on the current ICIP.

357  
358 Commissioner Allen concurred but also suggested the continued listing of the construction of a  
359 new hospital on the ICIP.

360  
361 **16. Solar Energy Solution for Lincoln County Detention Center – Presentation by**  
362 **Wayne Stansfield**

363  
364 Ms. Taylor stated she was contacted by Solar Energy Solution regarding potential Lincoln  
365 County owned sites optimal for possible solar energy power installation. Ms. Taylor stated  
366 Wayne Stansfield identified the Lincoln County Detention Center as a possible site, reviewed the  
367 electric utility bills for the past year and developed a presentation for consideration of utilizing  
368 solar energy.

369  
370 Mr. Stansfield of Affordable Solar in Albuquerque discussed the firm's background and recent  
371 business installations. Mr. Stansfield detailed the process to assess potential offsets from  
372 implementation of solar energy for a facility and estimated a solar installation at the Detention  
373 Center would provide approximately 68% of the current energy usage. Mr. Stansfield discussed  
374 power purchasing agreements which would require no capital expenditure, no operating and no  
375 maintenance costs from the County. Mr. Stansfield estimated a potential cost savings of \$4500  
376 to \$2600 annually depending on the financing agreement. Mr. Stansfield explained there were  
377 a number of investors who provide capital funding for these projects for a specific rate of return  
378 and energy credit offsets.

379  
380 Mario Romero, General Manager for Otero County Electric discussed the role of the electrical  
381 Co-Op in the implementation of similar projects. Mr. Romero stated approximately 900 metered  
382 customers of 1900 total customers were utilizing some type of solar energy option in addition to  
383 standard electrical service. Mr. Romero discussed the effects of these arrangements on long  
384 term costs and rates for the Co-Op membership.

385  
386 There was a general discussion of various financial arrangements, liability for damages to  
387 equipment, and other related issues.

388  
389 **12. Approval or Disapproval of Safety Net Care Pool & Indigent Health Care Claims**

390  
391 Mr. Annala presented the Safety Net Care Provider Pool claims for approval. Mr. Annala  
392 processed 18 claims with 17 recommended for approval and 1 recommended for disapproval for  
393 a monthly authorization of \$10,033.25. Mr. Annala stated approval of the claims would result in  
394 a total annual approval of Safety Net Care Pool claims for Fiscal Year 2015-2016 of \$209,265 or  
395 a monthly average of \$17,439.

396  
397 Mr. Annala presented the Indigent Health Care Payments request for the month. Mr. Annala  
398 processed 9 claims with 7 claims recommended for approval and 2 for disapproval for a total  
399 payment this month of \$12,388.43. Mr. Annala stated approval of the claims would result in a  
400 total expenditure for Fiscal Year 2015-2016 of \$83,928 or a monthly average of \$6,994.

401

402 **Motion:** Approval and denial of the claims as indicated for the Safety Net Care Pool and  
403 Indigent Health Care as recommended, **Action:** Approve, **Moved by** Commissioner Willard,  
404 **Seconded by** Commissioner Allen.

405 **Vote:** Motion carried by unanimous vote (**summary:** Yes = 3).

406 **Yes:** Chair Stone, Commissioner Allen, Commissioner Willard.

407 **Absent:** Commissioner Draper, Commissioner Stewart.

408

409

- a) Authorization to forward FY 2012-2013 Invoice to Lincoln County Medical  
Center for payment

410

411

412 Mr. Annala additionally requested approval of a sole community provider claim for services  
413 provided on June 27, 2013. Mr. Annala stated the claim total was \$3,128 of which \$2,408.56 is  
414 recommended for approval.

415

416 Commissioner Willard clarified there was no actual payout from Lincoln County for this claim.

417

418 Mr. Annala confirmed the approval would simply increase the total amount of Sole Community  
419 Provider claims approved for the fiscal year.

420

421 **Motion:** Approve the 2013 Sole Community Provider claim, **Action:** Approve, **Moved by**  
422 Commissioner Willard, **Seconded by** Commissioner Allen

423 **Vote:** Motion carried by unanimous vote (**summary:** Yes = 4).

424 **Yes:** Chair Stone, Commissioner Stewart, Commissioner Allen, Commissioner Willard.

425 **Absent:** Commissioner Draper, Commissioner Stewart.

426

427 **SEE EXHIBIT B:** Copies of the Safety Net Care Pool and Indigent Health Care Payments  
428 are attached hereto in reference thereto made a part hereof.

429

### 430 13. **Manager's Report**

431

432 1. **Annual Audit:** The review for Fiscal Year 2016 was scheduled for July 11, 2016 with  
433 auditors on site that week. The Manager invited one or two Commissioners to attend the  
434 Audit Entrance Interview in addition to staff and the auditors.

435

436 2. **NMAC Annual Conference:** The Manager stated elected officials and staff attended  
437 the conference in Hobbs beginning on June 22, 2016. The Manager stated NMAC  
438 would solicit requests for proposals (RFP) from counties to host the conference in the  
439 future and reported several participants expressed interest in Lincoln County. The  
440 Manager stated she would bring the matter back to the Commission for consideration  
441 when the RFP was issued.

442

443 3. **Workers Compensation Pool Board Meeting:** The Manager reported on her  
444 attendance at the Workers Compensation Board Meeting representing Lincoln County.  
445 The Manager provided copies of the packet received containing information about trends  
446 over the years, loss ratios, a breakdown of loss by department, claim causes, and  
447 associated costs. The Manager stated the highest number of claims were related to  
448 animal or insect injury and the highest costs per claim were related to lifting.

449

450 4. **Solid Waste Collection Services - Glencoe Compactor Site:** The Manager reminded  
451 of prior direction and approval to relocate the compactor from the current Glencoe Site to  
452 County-owned property next to the Glencoe Fire Station. The Manager discussed the

453 estimated costs and the required work by the Road Department to relocate to the new  
454 adjacent site. The Manager stated after reevaluation she recommended leaving the  
455 compactor in its current location and requested authority to enter into a lease  
456 arrangement with the current owner of the property.  
457

458 Commissioner Willard stated he met with the current site owner, Dennis Nosker, at the location.  
459 Commissioner Willard stated there were multiple impediments to moving the compactor site  
460 over to the County owned property and Mr. Nosker was willing to work with the County to make  
461 the current site more accessible in exchange for continued solid waste services for his  
462 immediate family.  
463

464 **Motion:** Enter into agreement with current owner of Glencoe Compactor Site, **Action:** Approve,  
465 **Moved by** Commissioner Willard, **Seconded by** Commissioner Allen.

466 **Vote:** Motion carried by unanimous vote (**summary:** Yes = 4)

467 **Yes:** Chair Stone, Commissioner Allen, Commissioner Willard.

468 **Absent:** Commissioner Draper, Commissioner Stewart.  
469

470 **Commissioner Stewart returned to the meeting at 11:55 AM.**  
471

#### 472 5. Calendar of Events:

- 473
- 474 a. July 4: County Holiday
  - 475 b. July 11 -14: Auditors in the House
  - 476 c. July 19: Commission Meeting
  - 477 d. July 21: State Personnel Board Hearing for Department of Cultural Affairs
  - 478 e. July 21: Lincoln Historic Preservation Board meeting
  - 479 f. July 27-28: Legislative Finance Committee to meet in Ruidoso (DCA)
  - 480 g. July 22-30: Manager on vacation  
481

482 Commissioner Allen informed she planned to attend the State Personnel Board Hearing in  
483 Santa Fe along with the County Manager.  
484

485 6. The Manager reported the NMAC Assessor's Affiliate had approached Yovanne Lucero,  
486 currently Lincoln County's Chief Deputy Assessor, with plans to issue a strong  
487 recommendation on behalf of Ms. Lucero to the Cabinet Secretary of the New Mexico  
488 Department of Taxation and Revenue to fill the currently vacant position of Property Tax  
489 Direct. The Manager noted this was an excellent opportunity for Ms. Lucero and  
490 questioned if the Commissioners wished to provide a letter of recommendation.  
491

492 **Motion:** Send a letter of recommendation for appointment of Yovanne Lucero to the position of  
493 Director of the Property Tax Division, **Action:** Approve, **Moved by** Commissioner Willard,  
494 **Seconded by** Commissioner Stewart.  
495

496 Paul Baca, County Assessor reported the John Monforte, Deputy Secretary of the Department  
497 of Taxation and Revenue spoke to the Assessor's Affiliate in Hobbs. Mr. Baca stated Deputy  
498 Secretary Monforte acknowledged under the direction of the prior Director of the Property Tax  
499 Division (PTD) a disconnect existed between PTD and the Assessors. Mr. Baca stated belief  
500 the Deputy Secretary was extending the Assessor's Affiliate an opportunity to submit a  
501 recommendation for an individual who would restore communication and the important  
502 relationship between PTD and Assessors. Mr. Baca reminded Ms. Lucero had worked for PTD  
503 for three years and had very strong support among her fellow assessors.

504  
505 Beverly Calaway, Treasurer spoke in support of Ms. Lucero as an excellent candidate for the  
506 position.

507  
508 **Vote:** Motion carried by unanimous vote (**summary:** Yes = 4).  
509 **Yes:** Chair Stone, Commissioner Stewart, Commissioner Allen, Commissioner Willard.  
510 **Absent:** Commissioner Draper.

511  
512 Chair Stone recessed the Regular Meeting at 12:02 PM and reconvened at 1:00 PM.

513  
514 Chair Stone recessed the Regular Meeting and convened the Public Hearing at 1:01 PM.

515  
516 **17. 1:00 P.M. Public Hearing to consider possible rate increases amending Resolution**  
517 **2008- 42, a Resolution setting fees to be charged for the Efficient and Sanitary**  
518 **Collection of Solid Waste in Lincoln County by Resolution 2015-45, Pursuant to**  
519 **Ordinance 2016-01**

520  
521 Ms. Taylor informed Lincoln County Ordinance 2016-01 adopted on March 15, 2016  
522 empowered the Board of County Commissioners to establish, amend, change and or alter the  
523 system of fees for solid waste collection by adoption of a Resolution. Ms. Taylor stated the  
524 Ordinance further provided authority to file a lien upon the tract or parcel of land being served.

525  
526 Ms. Taylor presented the proposed Resolution 2015-45 to establish the fee schedule as follows:

527  
528 Polycart Residential Service \$ 18.95 per month  
529 Extra Residential Polycart Service \$ 8.10 per month  
530 Residential Service \$ 17.95 per month  
531 Administrative Fee for Filing of Lien \$100.00  
532 Administrative Fee for Filing Release of Lien \$100.00  
533

534 Ms. Taylor stated the proposed fees for Polycart Residential Service, Extra Polycart Residential  
535 Service and Residential Service were unchanged from the prior Resolution 2008-2 adopted on  
536 May 29, 2009. Ms. Taylor noted on January 1, 2015 when Lincoln County assumed the solid  
537 waste billing there was no known way to identify those specific residents who were receiving  
538 Polycart services. Ms. Taylor stated the information was now available and the County would  
539 adjust the billing for those accounts appropriately.

540  
541 Commissioner Willard questioned if revenues from current fees were sufficient to meet the costs  
542 for services.

543  
544 Ms. Taylor stated staff continued to review the income to cost ratio and anticipated presentation  
545 of more accurate data at the end of the Fiscal Year in June after six months of service.

546  
547 Attorney Morel stated adoption of the Resolution today would provide authority to charge a fee  
548 to file liens on properties for approximately 377 unpaid accounts.

549  
550 Chair Stone questioned the timing of adjustments to the billing for Polycart service and whether  
551 a separate hearing was needed to authorize the increase.

552  
553 Ms. Taylor clarified both Resolution 2008-42 and the current Resolution provided authority for  
554 the increased charge for Polycart service but the County had not billed the increased fee to date

555 due to a lack of method to identify these accounts. Ms. Taylor anticipated the next quarterly  
556 billing for services would reflect the previously adopted Polycart fee.  
557

558 Rhonda Burrows, Clerk questioned the dispensation of the filing fee for liens and lien releases  
559 and suggested an appropriate portion for filing the fee be dedicated to the Clerk's Recording  
560 Fee fund.  
561

562 Attorney Morel stated technically the County was not required to pay to file County documents  
563 but noted there were various administrative actions, preparation and attorney fee costs  
564 associated with the preparation and filing of liens or releases.  
565

566 Commissioner Willard questioned how the County would receipt the proposed \$100 fee.  
567

568 Ms. Taylor stated there was no current determination for dispensation of collected fees.  
569

570 Beverly Calaway, Treasurer stated currently the Treasurer's office charged a \$25 fee for to  
571 place a lien on delinquent mobile home registrations. Ms. Calaway stated this \$25 lien fee was  
572 deposited into the Treasurer's budget to offset equipment purchases.  
573

574 Attorney Morel stated attorney costs could easily consume the full \$100 fee but stated it was  
575 possible to train County staff to prepare and file the liens to avoid ongoing attorney costs.  
576

577 Punkin Schlarb, Finance Director stated it was her impression from prior discussions any fees  
578 collected would revert to the Solid Waste budget to offset expenses.  
579

580 Commissioner Stewart suggested imposition of a larger lien fee such as \$500 to offset costs  
581 and to draw more significant attention to past due accounts. Commissioner Stewart also  
582 questioned at what point in the billing process would imposition of the lien take place.  
583

584 Attorney Morel suggested an annual review and determination of accounts in arrears for  
585 presentation to the Board of County Commissioners for approval to file liens. Attorney Morel  
586 suggested \$100 was a reasonable and recognized fee for filing of liens.  
587

588 Ms. Calaway stated the County also had the option to notify any primary lien holder such as a  
589 mortgage company of liens filed. Ms. Calaway stated often mortgage companies would require  
590 owners to satisfy secondary liens to prevent the cancellation of a mortgage.  
591

592 Attorney Morel reminded the Lincoln County Alarm Ordinance defined a \$100 filing fee for liens  
593 for violation of that particular ordinance.  
594

595 Chair Stone requested further public comment, receiving none adjourned the Public Hearing  
596 and reconvened the Regular Meeting at 1:26 PM.  
597

598 **Motion:** Adopt Resolution 2015-45 as presented, **Action:** Approve, **Moved by** Commissioner  
599 Stewart, **Seconded by** Commissioner Allen.

600 **Vote:** Motion carried by unanimous vote (**summary:** Yes = 4).

601 **Yes:** Chair Stone, Commissioner Stewart, Commissioner Allen, Commissioner Willard.

602 **Absent:** Commissioner Draper.  
603

604 **SEE EXHIBIT D:** Copy of Resolution 2015-45 is attached hereto in reference thereto made a  
605 part hereof.

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654

Beverly Calaway, Treasurer requested a review of Lincoln County's Fee Resolution to improve standardization of fees such as lien fees charged by various departments.

**13. Manager's Report (continued)**

**7. Departmental Updates:**

- a) **Joel Bonnell, Road Superintendent** informed the chip seal project on Cora Dutton Road and the deep pavement patch project on Gavilan Canyon were complete. Mr. Bonnell reported on some minor road damage in the County due to recent rains. Mr. Bonnell stated the department still had vacancies for operators and would continue to seek applicants to fill those positions.
- b) **Billie Jo Guevara, Administrative Assistant and Human Resources** stated employees were hired or promoted to fill three of the Road Department's Operator IV positions.
- c) **Renee Montes, Director Senior Services** informed senior services were exceeding annual goals for the number of meals provided and transportation within budget. Ms. Montes reported new equipment was purchased for the new Carrizozo Senior Center and the department was able to acquire some additional new equipment for other sites. Ms. Montes informed the Hondo Senior Center received grant funding for a remodel and the department would seek bids for the work. Ms. Montes also stated she was approached by Goodwill Industries about participating in a work training program to train older individuals to work in the private sector.
- d) **Joe Kenmore, Director Office of Emergency Services** reported on several recent lightning strike fires. Mr. Kenmore reported the Lincoln County Mobile Command Post was currently supporting operations in Ruidoso Downs during some roof work there. Mr. Kenmore reported topics for the Emergency Services Affiliate included a discussion of the proliferation of flashing red lights on non-emergency vehicles and on the dangers of uncapped water wells. Mr. Kenmore requested the public report any known uncapped wells in Lincoln County to OES. Mr. Kenmore reported on his participation in the annual Amateur Radio Operators Field Day which he described as an effort to maintain communications over a 24 hour period. Mr. Kenmore discussed the status of various repeaters including the tower on Carrizo Mountain and the need to link the Hondo repeater to the Capitan site to improve performance.
- e) **Punkin Schlarb, Finance Director** stated staff were working to prepare for the upcoming audit and noted the County was two days from budget closing for this fiscal year. Ms. Schlarb stated the Finance Affiliate received training from the NM Department of Finance and Administration's mileage expert and also worked with NM Edge to develop a Finance Curriculum.

**18. Carrizozo Senior Center: Consideration of Additional Costs and Timeline Delays**

655 Ms. Taylor reminded of a prior request and approval for a change order for an estimated  
656 \$9,636.68 to relocate the existing gas main, modify the plumbing rough in, add a sidewalk drain  
657 and extend the substantial completion date to July 31, 2016.  
658

659 Ms. Taylor stated since the approval of the first change order six additional changes were  
660 identified with architect Wilson and Company and contractor Roper Construction in agreement  
661 as to the necessity of the requested changes. Ms. Taylor stated initially estimated costs for  
662 these additional changes was \$33,825.08. Ms. Taylor reported after a site meeting and review  
663 Howard Kaplan, Architect for Wilson and Company had informed some cost savings  
664 opportunities were identified. Ms. Taylor stated these changes were also accompanied by a  
665 request for an additional 30 day extension of the substantial completion date. Ms. Taylor stated  
666 further discussions were planned to finalize the scope, pricing, and responsibility of the parties.  
667

668 Ms. Taylor provided additional project updates including agreement by the Town of Carrizozo to  
669 provide \$5000 towards the cost of sidewalk replacement; contractor Ryan Roper's offer to  
670 contribute additional work for repair of the sidewalk for a total cost of \$5000; the Town of  
671 Carrizozo's waiver of their \$1800 sewer hookup fee; and Otero County Electric's agreement to  
672 provide power to the site by approximately July 15, 2016.  
673

674 Howard Kaplan, Senior Architect for Wilson and Company introduced Brandon Hensley,  
675 Regional Manager of Wilson and Company's Mechanical, Engineering, and Plumbing  
676 Department to discuss the proposed changes. Mr. Kaplan stated these changes "came to light"  
677 during the course of construction as a result of several items which were not "clearly shown or  
678 enumerated" on drawings and specifications and therefore not included in the original bid by  
679 Roper Construction. Mr. Kaplan apologized for the situation and acknowledged Wilson and  
680 Company had a responsibility for the circumstances but noted the items identified were  
681 necessary for project completion. Mr. Kaplan stated they were working with Roper Construction  
682 and the subcontractors to obtain pricing for the change items. Mr. Kaplan further stated Wilson  
683 and Company would provide some financial relief directly to Lincoln County for their  
684 responsibility and to offset the non-competitive cost increases. Mr. Kaplan stated Wilson and  
685 Company would examine the potential increase in costs and suggested a reimbursement from  
686 Wilson and Company in the amount of approximately 10% of the total cost.  
687

688 Mr. Hensley agreed with Mr. Kaplan's summary but clarified the newly identified items were  
689 primarily on the plumbing side of the construction design documents. Mr. Hensley  
690 acknowledged Wilson and Company should have exercised "more care" and therefore the  
691 company was willing to offset the change in cost for the "value added" items due to the  
692 noncompetitive pricing.  
693

694 Commissioner Stewart opined a 10% reimbursement of the estimated \$33,000 in costs did not  
695 seem sufficient.  
696

697 Mr. Kaplan stated had the items been clarified in the construction documents or had the  
698 contractor questioned the inclusion of the items during the bidding process, the contractor's bid  
699 would have included the costs in the base bid. Mr. Hensley stated a site visit and meeting with  
700 the contractor today helped to identify some cost "efficiencies" which would reduce the  
701 estimated increase in costs.  
702

703 Chair Stone questioned how these significant necessities were not identified by the architect.  
704

705 Mr. Hensley stated during the design process the firm was presented with new technologies for  
706 the kitchen hood requirement and were not sufficiently educated as to the necessary  
707 requirements to support system. Mr. Hensley stated there were some "grey areas" regarding  
708 the inclusion of some related information in Wilson and Company's contractual documents  
709 regarding this equipment. Mr. Hensley commented this was a point of contention between  
710 Wilson and Company and the general contractor which was addressed in their meeting today.  
711

712 Chair Stone questioned if it was not the responsibility of the project architect to stay informed of  
713 changes during construction.  
714

715 Mr. Hensley concurred but noted much of the information was included in the mechanical  
716 documents but not captured in the plumbing specifications and during the bid process the  
717 separate subcontractors did not review both plans. Mr. Hensley stated regardless of the  
718 assignment of responsibility the items were necessary to the project.  
719

720 Chair Stone expressed frustration and disappointment about the increase in cost and the  
721 extension of the completion date.  
722

723 Commissioner Willard questioned if Wilson and Company carried Errors and Omissions  
724 Insurance.  
725

726 Mr. Kaplan stated belief the policy was only for catastrophic situations and this particular  
727 instance was less than the deductible threshold.  
728

729 Commissioner Stewart discussed his prior history of working with Wilson and Company as the  
730 County Manager and stated he was often contacted for recommendations. Commissioner  
731 Stewart stated his response to any request for recommendation would change based on the  
732 current situation.  
733

734 Mr. Hensley stated Wilson and Company would consider additional concessions to protect the  
735 firm's reputation.  
736

737 Ms. Taylor reminded Lincoln County initially budgeted \$1.2 million including CDBG and Capital  
738 Outlay funding but the initial plans presented exceeded the budget. Ms. Taylor reminded Mr.  
739 Kaplan redesigned a smaller building in order to meet the budget requirement and the changes  
740 presented today would push the total project cost over budget. Ms. Taylor also questioned if the  
741 requested extension of 30 days was sufficient.  
742

743 Mr. Roper stated the timeline was dependent on the final approval of the change order and  
744 when Roper Construction received permission to proceed. Mr. Roper discussed conflicting  
745 information on who provides the "approval to proceed" based on a conversation with Dora  
746 Bautista of the Southeastern New Mexico Economic Development District who was overseeing  
747 the CDBG process.  
748

749 Ms. Taylor stated she had clarified the process with DFA and Lincoln County had received  
750 permission to act on the prior change order.  
751

752 Commissioner Willard expressed belief Lincoln County should not bear the costs of these  
753 necessary changes but rather Wilson and Company was responsible as a consequence of their  
754 failure to identify the problems prior to construction.  
755

756 Mr. Hensley stated while there was some ambiguity regarding responsibility, the changes were  
757 necessary and Lincoln County would have incurred the costs regardless of the timing. Mr.  
758 Hensley acknowledged the offer of 10% to offset price escalation was not well received but  
759 stated he was not authorized to negotiate a settlement. Mr. Hensley stated he would discuss  
760 further concessions with Wilson and Company management to secure their relationship with  
761 Lincoln County.

762  
763 Chair Stone recommended approval of the changes to move the already delayed project  
764 forward.

765  
766 Commissioner Allen clarified a vote to approve the changes would not preclude negotiations  
767 with Wilson and Company as to financial responsibility.

768  
769 **Motion:** Approve the changes as recommended with the associated time extension and  
770 continue discussion with Wilson and Company regarding financial responsibility, **Action:**  
771 Approve, **Moved by** Commissioner Stewart, **Seconded by** Commissioner Allen.

772 **Vote:** Motion carried by unanimous vote (**summary:** Yes = 4).

773 **Yes:** Chair Stone, Commissioner Stewart, Commissioner Allen, Commissioner Willard.

774 **Absent:** Commissioner Draper.

775  
776 Mr. Roper requested authorization to complete the sidewalk repairs identified in the first change  
777 order and questioned who would provide reimbursement.

778  
779 Ms. Taylor stated the Town of Carrizozo agreed to provide \$5000 towards the cost of the  
780 sidewalk construction. Ms. Taylor anticipated the Town of Carrizozo would provide the funding  
781 to Lincoln County directly and the County would then pay the contractor.

782  
783 **Motion:** Authorize Roper Construction to construct a new sidewalk for the new Senior Center  
784 for \$5000 with the Town of Carrizozo to reimburse Lincoln County, **Action:** Approve, **Moved by**  
785 Commissioner Willard, **Seconded by** Commissioner Stewart.

786 **Vote:** Motion carried by unanimous vote (**summary:** Yes = 4).

787 **Yes:** Chair Stone, Commissioner Stewart, Commissioner Allen, Commissioner Willard.

788 **Absent:** Commissioner Draper.

789  
790 There was further discussion regarding purchase of a required "value added" valve for the  
791 kitchen. Wilson and Company stated the cost quote for the original specified valve was  
792 excessive and agreed the contractor could purchase a valve which meets the same  
793 specifications immediately.

794  
795 Mr. Roper expressed concern about the length of time for reimbursement of such purchases.  
796 Mr. Roper stated he had not submitted an invoice for the prior approved change order based on  
797 his understanding the New Mexico Department of Finance Authority (DFA) had to approve any  
798 change orders prior to Lincoln County issuing payment.

799  
800 Punkin Schlarb, Finance Director discussed the process for payment of contractor invoices  
801 which does not require prior approval by associated entities and clarified if funds were budgeted  
802 the contractor invoices were paid in a timely manner.

803  
804 Mr. Kaplan clarified the change order discussed today would be initiated by Wilson and  
805 Company after receiving revised quotes from subcontractors. Wilson and Company would then

806 prepare the official "Change Order" for signature by their firm, Lincoln County and the  
807 subcontractor. Mr. Kaplan anticipated completion of this process by early next week.  
808

809 Ms. Taylor noted DFA had delayed forwarding the final funding approval for the Community  
810 Development Block Grant based on the understanding additional changes affecting final costs  
811 were forthcoming.  
812

813 **14. Approval of Resolutions for FY 16/17 Local Government Road Fund Programs**  
814

- 815 a) Resolution 2015-42 CAP Local Government Road Program
- 816 b) Resolution 2015-43 Cooperative Agreement
- 817 c) Resolution 2015-44 School Bus Route Project

818  
819 Ms. Taylor reminded of the prior approval during the February Regular Commission Meeting of  
820 letters of intent for submission to the New Mexico Department of Transportation for funding of  
821 projects through the Local Road Fund Program. Ms. Taylor noted the State funded 75% of the  
822 cost for approved projects with a required county match of 25%.  
823

824 Ms. Taylor detailed the project descriptions all of which were for work on Gavilan Canyon Road  
825 also known as County Road D001.  
826

827 **Motion:** Adopt Resolution 2015-42, Resolution 2015-43, and Resolution 2015-44, **Action:**  
828 Approve, **Moved by** Commissioner Stewart, **Seconded by** Commissioner Allen.

829 **Vote:** Motion carried by unanimous vote (**summary:** Yes = 4)

830 **Yes:** Chair Stone, Commissioner Stewart, Commissioner Allen, Commissioner Willard.

831 **Absent:** Commissioner Draper  
832

833 **SEE EXHIBIT E:** Copies of Resolution 2015-42, Resolution 2015-43; and Resolution 2015-44  
834 are attached hereto in reference thereto made a part hereof.  
835

836 **13. Manager's Report (continued)**  
837

838 **7. Departmental Updates:**  
839

- 840 f) **Samantha Mendez, Ordinance Administration** informed she had attended a  
841 FEMA training to become an official Public Information Officer to assist the Office  
842 of Emergency Services. Ms. Mendez reminded she also serve as the County's  
843 grant writer and had prepared to grant requests for submission to the Hubbard  
844 Foundation related to funding for fire equipment.  
845

846 **10. 9:30 AM: PUBLIC COMMENT AND OTHER BUSINESS FROM COUNTY OFFICIALS**  
847 **(continued)**  
848

849 Commissioner Stewart reported on recent Joint Land Use Study committee actions to  
850 implement a self-reporting requirement of tower locations and heights to facilitate aviation  
851 safety.  
852

853 Commissioner Stewart reported on actions taken during the Greentree Solid Waste Meeting he  
854 attended this morning including a vote to approve a new landfill personnel position.  
855 Commissioner Stewart discussed his motion which passed to pay the Village of Ruidoso their  
856 2014 landfill dividend and to conduct a legal review of the old Joint Powers Agreement to

857 determine the proper distribution of dividends. Commissioner Stewart reported the New  
858 Mexico Environmental Department had withheld licensure of the jointly owned landfill pending a  
859 repair of the leachate field. Commissioner Stewart reported a meeting was planned with  
860 various entities including the engineering firm working with the landfill to resolve the issue.  
861

862 Commissioner Stewart stated he discussed the possible intercept of Lincoln County's  
863 Environmental Gross Receipts Tax revenues for payment on GSWA's loan with Debra Ingle.  
864 Commissioner Stewart detailed GSWA's current payment obligation, loan reserves, and the  
865 New Mexico Finance Authority's distribution of approximately \$101,000 every six months or  
866 \$202,000 annually for loan repayment. Commissioner Stewart stated the EGRT generated  
867 revenue from all participating entities was approximately \$277,127 annually and recommended  
868 Lincoln County continue to monitor revenues and payments.  
869

870 Commissioner Stewart additionally reported GSWA paid off two new equipment loans, a new  
871 draft of the Joint Powers Agreement was close to completion, weather had delayed completion  
872 of GSWA's new compactor site at Sun Valley, and Lincoln County's Solid Waste Clerk would  
873 receive a list clarifying residences billable by GSWA in Sun Valley.  
874

875 **15. Approval to Award RFP's:**  
876

877 Ms. Taylor stated current service agreements for heating, air conditioning, electrical, and  
878 plumbing services would terminate on June 30, 2016. Ms. Taylor stated Requests for  
879 Proposals were posted on June 16, 2016 with agreement effective dates targeted for July 1,  
880 2016.  
881

882 Ms. Taylor stated sealed proposals were opened on June 21, 2016 and scored by the  
883 evaluation committee as follows.  
884

- 885 a) 15-16-12 Heating and Air Conditioning Maintenance Services  
886 TLC Plumbing and Utility 79 Points  
887 Yearout Service 96 Points  
888
- 889 b) 15-16-13 Electrical Maintenance Services  
890 Rideout's Electrical Worx 100 Points  
891
- 892 c) 15-16-14 Plumbing Maintenance Services  
893 Yearout Service 100 Points  
894

895 Commissioner Stewart suggested reissuing the RFP's to encourage responses from local  
896 contractors. Commissioner Stewart expressed concern about response time and additional  
897 costs for services from out-of-area providers.  
898

899 Ms. Taylor stated the RFP's were appropriately advertised and additional responses were  
900 received but the lack of licensure disqualified some contractors.  
901

902 Attorney Morel noted the contracts were for one year therefore Lincoln County could terminate  
903 services with proper notice and reissue the Request for Proposal.  
904

905 **Motion:** Award the RFP 15-16-012 to Yearout Service; RFP 15-16-013 to Rideout's Electrical  
906 Worx; and RFP 15-16-014 to Yearout Service, **Action:** Approve, **Moved by** Commissioner  
907 Willard, **Seconded by** Commissioner Stewart.

908 **Vote:** Motion carried by unanimous vote (**summary:** Yes = 4).  
909 **Yes:** Chair Stone, Commissioner Stewart, Commissioner Allen, Commissioner Willard.

910  
911 **19. Request to Issue RFP for On-Call Engineering, Surveying and Environmental**  
912 **Services for Various Construction and Road Projects**

913  
914 Ms. Taylor stated on occasion Lincoln County required the services of a professional engineer  
915 to assist with design services for certain construction and road projects. Ms. Taylor informed  
916 other projects occasionally required surveys tied to property acquisition or environmental  
917 studies.

918  
919 Ms. Taylor discussed Lincoln County's current Request for Proposals for "on call" services for  
920 emergency contractors and suggested a similar process for engineering, survey, and  
921 environmental services.

922  
923 **Motion:** Authorize the Manager to issue a Request for Proposals for certain on call services,  
924 **Action:** Approve, **Moved by** Commissioner Stewart, **Seconded by** Commissioner Allen.

925  
926 Chair Stone questioned the relationship to current contracts issued to vendors such as King  
927 Industries.

928  
929 Ms. Taylor clarified prior agreements with King Industries for engineering services and  
930 Enterprise SZ for environmental studies were specific and limited to particular projects. Ms.  
931 Taylor suggested having an RFP for "on call" services was a more efficient process than  
932 identifying services for individual projects and seeking bids if necessary.

933  
934 **Vote:** Motion carried by unanimous vote (**summary:** Yes = 4).  
935 **Yes:** Chair Stone, Commissioner Stewart, Commissioner Allen, Commissioner Willard.  
936 **Absent:** Commissioner Draper.

937  
938 **20. Authorization to Schedule Public Hearing to Consider Other Outdated or New**  
939 **Lincoln County Ordinance**

940  
941 a) Final Budget FY 2016-2017

942  
943 **Motion:** Schedule a Public Hearing to consider the Final Budget for Fiscal Year 2016-2017 for  
944 the July 19, 2016 Regular Commission Meeting, **Action:** Approve, **Moved by** Commissioner  
945 Stewart, **Seconded by** Commissioner Allen.

946 **Vote:** Motion carried by unanimous vote (**summary:** Yes = 4).  
947 **Yes:** Chair Stone, Commissioner Stewart, Commissioner Allen, Commissioner Willard.  
948 **Absent:** Commissioner Draper.

949  
950 **21. Approval of Lodger's Tax Applications:**

951  
952 a) Purpose: Lincoln County Cowboy Symposium  
953 Request: \$5000.00  
954 Date(s) of Event: October 7, 8 & 9, 2016  
955 Presenter: Sunny Hirschfeld/Hubbard Museum of the American West Foundation  
956 **Lodger's Tax Approved \$2,000.00 Application No.0018**

957  
958 b) Purpose: Fort Stanton Live

959 Request: \$8000.00  
960 Date(s) of Event: July 9-10, 2016  
961 Presenter: Dr. Walter Pittman/Fort Stanton Inc.  
962 **Lodger's Tax Approved \$4,000.00 Application No. 0015**  
963

964 c) Purpose: Carrizozo Festival and Artists Tour  
965 Request: \$2,500.00  
966 Date(s) of Event: August 13, 2016  
967 Presenter: Sen Talley/Carrizozo Festival & Artist Tour/Carrizozo Works  
968 **Lodger's Tax Approved \$1,000.00 Application No. 0016**  
969

970 d) Purpose: Ruidoso Christmas Jubilee  
971 Request: \$2,000.00  
972 Date(s) of Event: November 11-13, 2016  
973 Presenter: Paula Bates/Ruidoso Valley Greeters  
974 **Lodger's Tax Approved \$1,000.00 Application No. 0017**  
975

976 **Motion:** Approve the award of funds as recommended by the Lodger's Tax Committee, **Action:**  
977 Approve, **Moved by** Commissioner Stewart, **Seconded by** Commissioner Willard.  
978

979 Commissioner Allen questioned the ability to increase an award over the recommendation of the  
980 Lodger's Tax Committee.  
981

982 Punkin Schlarb, Finance Director reported the Lodger's Tax Fund had an unencumbered  
983 balance of \$9,557 for Fiscal Year 2015 -2016 and an anticipated revenue of \$47,000 for Fiscal  
984 Year 2016 -2017.  
985

986 Commissioner Willard reminded revenues from Lodger's Tax were received incrementally  
987 throughout the year and therefore not fully available on day one of the fiscal year.  
988

989 Commissioner Allen suggested there were funds available to increase the award to Fort Stanton  
990 Live based on the timing of other events during the next fiscal year.  
991

992 Commissioner Willard reported he spoke with Lodger's Tax Committee members and they had  
993 no objection to any change in recommendations by the Board of County Commissioners.  
994

995 **Vote:** Motion failed (**summary:** Yes = 2, No = 2, Abstain = 0).  
996

997 **Yes:** Chair Stone, Commissioner Stewart.  
998

999 **No:** Commissioner Allen, Commissioner Willard.  
1000

1001 **Absent:** Commissioner Draper.  
1002

1003 Chair Stone recessed the Regular Meeting at 3:15 PM and reconvened at 3:24 PM.  
1004

1005 **Motion:** Table action on Lincoln County Cowboy Symposium Application 0018 and Ruidoso  
1006 Christmas Jubilee Application 0017; Award Fort Stanton Live Application 0015 \$6,500 and  
1007 Carrizozo Festival and Artists Tour Application 0014 \$1,500, **Action:** Approve, **Moved by**  
1008 Commissioner Allen, **Seconded by** Commissioner Willard  
1009

1000 **Vote:** Motion failed (**summary:** Yes = 2, No = 2, Abstain = 0).  
1001

1002 **Yes:** Commissioner Allen, Commissioner Willard.  
1003

1004 **No:** Chair Stone, Commissioner Stewart.  
1005

1006 **Absent:** Commissioner Draper.  
1007

1010  
1011 **Motion:** Approve the award of funds as recommended by the Lodger's Tax Committee, **Action:**  
1012 Approve, **Moved by** Commissioner Willard, **Seconded by** Chair Stone.  
1013 **Vote:** Motion passed (**summary:** Yes = 3, No = 1, Abstain = 0).  
1014 **Yes:** Chair Stone, Commissioner Stewart, Commissioner Willard.  
1015 **No:** Commissioner Allen.  
1016 **Absent:** Commissioner Draper.

1017  
1018 **22. Consideration of Appointments and Removal from Boards/ Commissioners/**  
1019 **Committees:**

1020  
1021 a) Land and Natural Resources Advisory Committee (LANRAC)

1022  
1023 **Motion:** Appoint James Taylor as the LANRAC District 5 member, **Action:** Approve, **Moved by**  
1024 Commissioner Allen, **Seconded by** Commissioner Stewart.  
1025 **Vote:** Motion carried by unanimous vote (**summary:** Yes = 4).  
1026 **Yes:** Chair Stone, Commissioner Stewart, Commissioner Allen, Commissioner Willard.  
1027 **Absent:** Commissioner Draper.

1028  
1029 b) Lincoln Historic Preservation Board

1030  
1031 **Motion:** Accept Reginald Richey's letter of resignation from the Lincoln Historic Preservation  
1032 Board, **Action:** Approve, **Moved by** Commissioner Allen, **Seconded by** Chair Stone.  
1033 **Vote:** Motion carried by unanimous vote (**summary:** Yes = 4).  
1034 **Yes:** Chair Stone, Commissioner Stewart, Commissioner Allen, Commissioner Willard.  
1035 **Absent:** Commissioner Draper.

1036  
1037 c) Lodger's Tax Committee

1038  
1039 **Motion:** Accept David Vigil's letter of resignation from the Lodger's Tax Committee, **Action:**  
1040 Approve, **Moved by** Commissioner Willard, **Seconded by** Commissioner Allen.  
1041 **Vote:** Motion carried by unanimous vote (**summary:** Yes = 4).  
1042 **Yes:** Chair Stone, Commissioner Stewart, Commissioner Allen, Commissioner Willard.  
1043 **Absent:** Commissioner Draper.

1044  
1045 Commissioner Willard reported Sue Hutchison, Chair of the Lodgers Tax Committee requested  
1046 the Board of County Commissioner seek additional members for the committee in order to  
1047 sustain the required quorum for meetings.

1048  
1049 d) Planning Commission

1050  
1051 No action was taken.

1052  
1053 e) Senior Citizens Olympic Committee

1054  
1055 No action was taken.

1056  
1057 **23. Authorization to File Liens for Lincoln County Alarm System Ordinance 2011-04**  
1058 **Permit Violations:**

1059

1060 Attorney Morel reminded the Lincoln County Alarm System Ordinance 2011-04 required  
1061 individuals who possess a burglar alarm to purchase a permit from the County of Lincoln and to  
1062 register and renew it annually. Attorney Morel stated nonpayment or nonrenewal of such a  
1063 permit constituted a violation of Ordinance 2011-04 and those owners were subject to penalties  
1064 and the placement of liens on the owner's property. Attorney Morel presented a list of those  
1065 owners in violation and requested approval for the placement of liens  
1066

- 1067 a) Omar Gonzalez
- 1068 b) McGaugh Family Trust
- 1069 c) Kenneth Rice
- 1070 d) Lauren Cox
- 1071 e) Michael Hufstedler
- 1072 f) Angela & Mary Salazar
- 1073 g) Jessica I Thomas
- 1074 h) Roger Lollar
- 1075 i) Charles Welch
- 1076

1077 **Motion:** Direct the Attorney to place liens on the properties as indicated, **Action:** Approve,  
1078 **Moved by** Commissioner Stewart, **Seconded by** Commissioner Allen.  
1079 **Vote:** Motion carried by unanimous vote (**summary:** Yes = 4)  
1080 **Yes:** Chair Stone, Commissioner Stewart, Commissioner Allen, Commissioner Willard.  
1081 **Absent:** Commissioner Draper.

1082  
1083 **24. Consideration and Approval of FY16-17 Agreement between the County of Lincoln**  
1084 **and the Lincoln County Deputy Sheriffs' Association**  
1085

1086 Ms. Taylor reminded the Lincoln County Deputy Sheriff's Association was the exclusive  
1087 collective bargaining representative for the Deputy Sheriffs. Ms. Taylor stated the agreement  
1088 was subject to annual renewal with consideration of requested modifications. Ms. Taylor  
1089 further stated the agreement provided the Deputy Sheriff's Association the opportunity to accept  
1090 the general wage and benefit increase provided to non-bargaining unit employees or to open  
1091 negotiations.  
1092

1093 Ms. Taylor stated on June 23, 2016 the President of the Association provided written notification  
1094 of the Association's formal acceptance of the offer of a 3% COLA increase for the 2016-2017  
1095 contract year.  
1096

1097 **Motion:** Approve the FY 2016 – 2017 Agreement with the Lincoln County Deputy Sheriff's  
1098 Association, **Action:** Approve **Moved by** Commissioner Stewart, **Seconded by** Commissioner  
1099 Allen.  
1100 **Vote:** Motion carried by unanimous vote (**summary:** Yes = 4).  
1101 **Yes:** Chair Stone, Commissioner Stewart, Commissioner Allen, Commissioner Willard.  
1102 **Absent:** Commissioner Draper.

1103  
1104 **25. Senior Citizen Program- Job Title/Grade Change**  
1105

1106 Ms. Taylor presented a request to change a job description and duties in the Senior Services  
1107 Department from the current Custodian Grade 7 to Driver/Clerk/Cook Aide Grade 9. Ms. Taylor  
1108 reported the Compensation Advisory Board met, reviewed and approved the recommended  
1109 changes for consideration by the Board of County Commissioners. Ms. Taylor stated Renee

1110 Montes, Senior Services Director requested the change to increase efficiency in staffing at the  
1111 Ruidoso Downs Zia Senior Center.

1112  
1113 **Motion:** Approve the position and grade change to Driver/Clerk/Cook Aide Grade 9, **Action:**  
1114 Approve, **Moved by** Commissioner Stewart, **Seconded by** Commissioner

1115 **Vote:** Motion carried by unanimous vote (**summary:** Yes = 4).

1116 **Yes:** Chair Stone, Commissioner Stewart, Commissioner Allen, Commissioner Willard.

1117 **Absent:** Commissioner Draper.

1118

1119 a) Approval of FY16-17 Contracts Between the County of Lincoln and North Central New  
1120 Mexico Economic Development District: Non-Metro Area Agency on Aging:

1121

1122 1) Direct Purchase of Services

1123 2) Nutrition Service Incentive Program (NSIP)

1124 3) Senior Employment Program

1125

1126 Ms. Taylor presented the three contracts to secure state and federal funding for senior services.

1127 Ms. Taylor directed attention to the first page of the Direct Purchase of Services' contract

1128 containing a list of services which included services Lincoln County does not provide. Ms.

1129 Taylor stated Lincoln County's Senior Services Program provided congregate meals, home

1130 delivery of meals, and transportation services. Ms. Taylor stated Attorney Morel recommended

1131 modification of the contract to limit language to actual services provided with no changes

1132 recommended to the other two contracts.

1133

1134 **Motion:** Approve the FY 2016-2017 contracts with the Non Metro Area Agency granting

1135 authority to the Attorney to strike through services not provided by the County, **Action:**

1136 Approve, **Moved by** Commissioner Stewart, **Seconded by** Commissioner Willard.

1137 **Vote:** Motion carried by unanimous vote (**summary:** Yes = 4).

1138 **Yes:** Chair Stone, Commissioner Stewart, Commissioner Allen, Commissioner Willard.

1139 **Absent:** Commissioner Draper.

1140

1141 26. **Executive Session Pursuant to the Open Meetings Act: Discussion of all**

1142 **Threatened and/or Pending Litigation Section 10-15-1, Sub-Paragraph H.(7); and**

1143 **Discussion of the purchase, acquisition or disposal of real property or water**

1144 **rights by the public body, Section 10-15-1, Sub-Paragraph H.(8).**

1145

1146 **Motion:** To close the meeting for the purposes of an Executive Session to discuss Threatened

1147 and/or Pending Litigation pursuant to the Open Meetings Act, Section 10-15-1, Sub Paragraph

1148 H.(7) and the purchase, acquisition or disposal of real property or water rights by the public

1149 body, Section 10-15-1, Sub-Paragraph H.(8) and as follows:

1150 New or Updated Matters since last report \*

1151

1152 1. **\*Cooper, Gale and DeBaca County News v. County of Lincoln, Sheriff of Lincoln**

1153 **County, et al. D-1329-CV-2007-01364.** Suit filed: October 15, 2007. Verified Complaint for

1154 Declaratory Judgment Ordering Production of Certain Records and Information. Hearing took

1155 place Dec. 18, 2013, and Stipulated Judgment was entered June 4, 2014 in favor of Ms.

1156 Cooper. Ms. Cooper filed an appeal June 10, 2014, and Judge John F. Davis was assigned

1157 Aug. 3, 2014. Joint Answer Brief of Defendants-Appellees' Steven Sederwall and Rick Virden

1158 with Request for Oral Argument filed in the Court of Appeals Sept. 28, 2015. Case was

1159 submitted to a panel of three judges for decision on February 1, 2016. Memorandum Opinion

1160 was filed March 23, 2016 affirming the district court's determination that statutory damages are  
1161 not available and vacating \$100,000 punitive damages and attorney fee awards. Order filed  
1162 April 12, 2016 granting Plaintiff's Motion to Extend Time to File Petition for Writ of Certiorari to  
1163 May 31, 2016. Plaintiff-Appellant Gale Cooper's Petition for Writ of Certiorari filed with the New  
1164 Mexico Supreme Court May 31, 2016. Defendants' Response In Opposition to Petition for Writ  
1165 of Certiorari filed June 15, 2016 in the New Mexico Supreme Court.

1166 **2. Water Rights Protests: New Mexico State Engineer Hearing Numbers: 14-039 and**  
1167 **14-041.** Protests of Applications 01300-1, 01300-2, 01300-3, 0826-2 into 0275 *et. al.* and H-272  
1168 *et al* (T) and H-50-1 into H-272 *et. al.* (T) filed July 15, 2013 pertaining to movement / transfer of  
1169 water rights from the Hondo Valley to the Village of Ruidoso and the City of Ruidoso Downs.  
1170 Docketing Order filed Sept. 18, 2014. Kelly Cassels/Sanders, Bruin, Coll & Worley, P.A. has  
1171 been retained by the County, entered his appearance Sept. 22, 2014 and has responded in  
1172 behalf of the County.

1173 **3. Wesmax, Ltd. V. Paul Baca, Lincoln County Assessor D-1226-CV-2014-00188**  
1174 Appeal of the Final Order from Lincoln County Valuation Protest Board. Appeal filed Oct. 8,  
1175 2014. Case assigned to Basham & Basham/Dwyer. Record of Appeal and Transcript of  
1176 Proceedings was filed Oct. 23, 2014.

1177 **4. A. Preston, DeAnna v. County of Lincoln, Sheriff Robert Shepperd, Et. Seq. D-**  
1178 **1226-CV-2015-00112** Notice of Appeal of Post Disciplinary Hearing filed June 10, 2015.  
1179 Amended Complaint alleging Civil Rights Violation and Gender Based Discrimination filed on  
1180 Oct. 13, 2015. Removed to Federal Court Nov. 12, 2015. Amended Complaint Appealing the  
1181 Adverse Administrative Decision filed May 9, 2016 by Mr. Beauvais. Defendant's Notice of Filing  
1182 Petition for Removal to Federal Court was filed May 19, 2016.

1183 **B. Preston, DeAnna v. County of Lincoln, Sheriff Robert Shepperd, Et Seq In the**  
1184 **United States District Court For The District of New Mexico 2:15-cv-01029.** Defendants  
1185 County of Lincoln and Sheriff Robert Shepperd's Motion to Dismiss entered November 19,  
1186 2015. Order Dismissing Without Prejudice entered by Judge Stephan Vidmar April 19, 2016.  
1187 Amended Complaint Civil Rights Violation filed May 6, 2016 by Mr. Beauvais.

1188 **5. Orlando Montes v. Pinnacle Propane, LLC, Allen Sultemeier, County of Lincoln ,**  
1189 **Lincoln County Fair Association, John Does; D-1226-CV-2016-00006 United States**  
1190 **District Court for the District of New Mexico 2:16-cv-126.** Complaint for Wrongful Death,  
1191 Statutory Tort, Violation of Constitutional Rights (Due Process), Negligence Per Se: Loss of  
1192 Consortium, Negligent Infliction of Emotional Distress filed with the 12<sup>th</sup> Judicial District Court  
1193 Jan. 19, 2016. Incident occurred at Lincoln County Fairgrounds July 2, 2015. County was  
1194 served with Complaint on January 25, 2016. The case was removed to Federal Court Feb. 22,  
1195 2016. County of Lincoln's Answer to Complaint filed February 29, 2016.

1196 **6. Walter Ray Seidel / Brian Ray Seidel v. Anthony Manfredi, Lincoln County Sheriff**  
1197 **Department M-32-CV-2016-00036** Civil Complaint filed March 9, 2016 alleging personal and  
1198 property damage. County of Lincoln's Answer to Civil complaint filed March 29, 2016.

1199 **7. State of N.M. (NMDOT) v. Neria, et al D-1226-CV-2002-00129** Complaint for  
1200 Condemnation filed June 10, 2002 by the New Mexico Department of Transportation requesting  
1201 a Court Order granting NMDOT the fee simple title to certain real property as is necessary for  
1202 "highway purposes." Order of Dismissal for Lack of Prosecution was entered July 5, 2005.  
1203 NMDOT submitted a proposed Motion to Vacate Order of Dismissal and Reinstate Case on May  
1204 4, 2016 which was not opposed.

1205 **8. \*Sean McGarry v. Board of County Commissioners, Lincoln County Sheriff's**  
1206 **Department, Deputy Mike Wood, Deputy Jason Green, Deputy David Hightower in their**  
1207 **individual capacities and as employees of the Lincoln County Sheriff's Department in the**  
1208 **United States District Court for the District of New Mexico 2:16-cv-00483 GBW GJF**  
1209 Complaint for damages resulting from the excessive use of force, false arrest, assault and

1210 battery, malicious prosecution and false imprisonment of Plaintiff by Defendants. Complaint filed  
1211 May 26, 2016.  
1212 9. \*Property Owners' Committee of Rancho Ruidoso Valley Estates, Inc., Plaintiff v.  
1213 Y'Hoshua Cohen and NM Dept. of Workforce Solutions, Defendants v. Property Owners'  
1214 Committee of Rancho Ruidoso Valley Estates, Inc. et. al. and Lincoln County Solid Waste  
1215 Authority, Third Party Defendants: D 1226-Cv-2015-00217. Summons improperly served on  
1216 Lincoln County June 16, 2016, which was for Lincoln County Solid Waste Authority, also known  
1217 as Greentree Solid Waste Authority.  
1218

1219 **Lincoln County Ordinance Violations:**  
1220 **Alan P. Morel: 12<sup>th</sup> Judicial District Attorney's Office**  
1221 **Special Prosecutor**  
1222

1223 10. \*State of NM v. Blaylock, Gregory M-30-MR-2016-00016 Violation of County  
1224 Ordinance 2014-04: Contraband at Lincoln County Detention Center. Non-Traffic citation was  
1225 filed in Carrizozo Magistrate Court on February 10, 2016. A misdemeanor arraignment took  
1226 place February 12, 2016 when the Defendant pled "Not Guilty." Defendant represented by  
1227 Public Defender's office. Pre Trial Hearing was scheduled for March 29, 2016 but due to  
1228 Defendant's automobile accident March 28, a reset was scheduled for April 12, 2016 at which  
1229 time Defendant failed to appear. A Bench Warrant has been issued by the court for failure to  
1230 appear. A Pre-Trial Hearing is scheduled June 7, 2016 at 9 a.m. on a trailing docket before  
1231 Judge Mickie Vega. Defendant failed to appear and a Bench Warrant was issued June 7, 2016.  
1232 A Bond-Forfeiture Hearing is scheduled for July 7, 2016 in Carrizozo Magistrate Court.

1233 11. \*State of NM v. Sandoval, Andrew D. M-30-MR-2016-00042 Violation of County  
1234 Ordinance 2008-08: Animals running at large. Criminal Complaint filed March 31, 2016 in  
1235 Carrizozo Magistrate Court. First Appearance hearing took place April 20, 2016 where the  
1236 Defendant pled "Guilty" and was found Guilty. Sentencing Hearing took place May 24, 2016 9  
1237 a.m. on a trailing docket before Judge Mickie Vega. Assistant District Attorney Stephen Ochoa  
1238 appeared on behalf of Mr. Morel due to an unavoidable conflict. Prosecution was unable to  
1239 confirm that appropriate payment had been made by Defendant to the victim in this case and  
1240 the case has been reset for Sentencing Hearing July 5, 2016. It has since been confirmed that  
1241 the victims have been reimbursed.

1242 12. \*State of NM v. Polacio, Christine M-32-MR-2016-00168 Violation of County  
1243 Ordinance 2008-08: Animals running at large-barking dogs. Non-Traffic citation was filed in  
1244 Ruidoso Magistrate Court May 10, 2016. A misdemeanor arraignment occurred June 6, 2016: 1  
1245 p.m. at which time the Defendant pled "No Contest" to the charge and was found guilty.  
1246 Defendant received a deferred sentence, 90 days unsupervised probation and court costs of  
1247 \$73. Judgment and Sentence was filed June 6, 2016.

1248 13. \*State of NM v. Silva, Marcello Jr. M-30-MR-2016-00062: Violation of County  
1249 Ordinance 2014-04: Transportation or Possession of Contraband into/in Lincoln County  
1250 Detention Center. Criminal Complaint prepared by Sheriff's Deputy Terry Caldwell and filed in  
1251 Ruidoso Magistrate Court May 25, 2016. Misdemeanor Arraignment took place May 27, 2016  
1252 before Judge Mickie Vega where the defendant plead "guilty" and bond was set for \$500 cash  
1253 or Surety. Notice of Sentencing Hearing filed May 27, 2016, setting the Sentencing Hearing  
1254 before Judge Vega for June 28, 2016 on a Trailing Docket.

1255 14. \*State of NM v. Marmolejo, Noe: case number not assigned as of June 21, 2016)  
1256 Violation of County Ordinance 2008-08: Animals running at large. Non-Traffic citation was filed  
1257 in Ruidoso Magistrate Court by Sheriff's Sgt. Beard June 17, 2016.

1258 15. \*State of NM v. Widener, Randel M-30-MR-2016-00080 Violation of County Ordinance  
1259 2004-05: Unauthorized Structure in Lincoln. Non-Traffic citation was issued by Sheriff's Sgt.

1260 Warren June 15, 2016 with a court appearance date before Judge Mickie Vega on or by June  
1261 30, 2016 at 10 a.m.  
1262 **16. \*State of NM v. Mendoza, Aimee M-30-MR-2016-00077** Violation of County Ordinance  
1263 2008-08: Animals running at large. Non-Traffic citation was issued by Sheriff's Sgt. Warren June  
1264 12, 2016 with a request for a Court-issued Summons to the Defendant. An Arraignment Hearing  
1265 before Judge Mickie Vega is schedule to take place July 13, 2016 at 1 p.m.  
1266 **17. \*State of NM v. Nava, Gabriel M-30-MR-2016-00081** Violation of County Ordinance  
1267 2014-04 Prohibited Contraband in Lincoln County Detention Center. Non-Traffic citation was  
1268 issued by Sheriff's Stg. Warren June 13, 2016. A Misdemeanor Arraignment took place June  
1269 20, 2016 at which time Defendant pled "not guilty." A Pre-Trial Hearing is scheduled for July 12,  
1270 2016 which Attorney Morel has requested to be continued due to an unavoidable scheduling  
1271 conflict.

### Tort Claims Notices Received or Threatened

#### 2016

1272  
1273  
1274  
1275  
1276 **Rains, Bonnie** – Tort Claim Notice received January 18, 2016 alleging failure of the  
1277 County of Lincoln to maintain road surfaces during snow or ice conditions.

1278 **Brazel, Stephanie** – Tort Claim Notice received January 20, 2016 alleging injuries  
1279 incurred due to Claimant stepping in an alleged uncovered water meter hole at 2801 Sudderth  
1280 Drive, Ruidoso, NM.

1281 **Hill, Walter** – Tort Claim Notice received March 8, 2016 via emailed correspondence  
1282 from Mr. Hill alleging the unlawful disclosure of confidential information from Mr. Hill's Lincoln  
1283 County personnel file.

1284 **Sonora Corporation (John Russell-CEO)**-Tort Claim Notice received April 6, 2016 via  
1285 correspondence from Mr. Russell in response to a Notice of Investigation from NM Construction  
1286 Industries Division due to an alleged lack of final inspection and deviation from approved plans  
1287 of construction in 2012 at 119 Bald Eagle Court, Alto, NM.

1288 **Jaramillo, Monica** – Tort Claim Notice received April 8, 2016 alleging Lincoln County  
1289 road department employee in the performance of his road grading duties damaged Ms.  
1290 Jaramillo's vehicle.

1291 **Wagoner, John** – Tort Claim Notice received April 12, 2016 via telephone call to Mr.  
1292 Morel's office when Mr. Wagner threatened suit against Lincoln County with respect to alleged  
1293 accumulation of garbage at property on Highway 70.

1294 **Steward, Tynell** – Tort Claim Notice received April 18, 2016 alleging abuse while  
1295 incarcerated in Lincoln County Detention Center.

1296 **Coleman, Chad** – Tort Claim Notice received April 25, 2016 alleging warrantless search  
1297 and seizure and malicious prosecution.

1298 **\*Parsons-Williams, Karen** – Tort Claim Notice received June 2, 2016 alleging negligent  
1299 or malicious medical procedure performed at Lincoln County Medical Center on March 9, 2016.

#### 2015

1300  
1301  
1302 **Cherry, Doris** – Tort Claim Notice posted in Lincoln County News Jan. 1, 2015 stating  
1303 possible Civil Rights Violation lawsuits regarding alleged Americans with Disabilities Act non-  
1304 compliance in remodeling the Lincoln County Courthouse buildings.

1305 **McDaniel, Carl** – Tort Claim Notice received Jan. 23, 2015 from Attorney John Sugg  
1306 alleging violation of the Unfair Trade Practices Act and engaging in unfair or deceptive trade  
1307 practices and/or unconscionable trade practices by GSWA.

1308 **Sehorn, Sean M.** – Tort claim Notice received March 2, 2015 from Attorney Gary  
1309 Mitchell alleging Lincoln County Detention Center failed to provide adequate medical treatment  
1310 during inmate Sehorn's incarceration.

1311 **Lavin, Erica L. and Rathgeber, Jack** – Tort Claim Notice received March 2, 2015 from  
1312 Attorney Gary Mitchell alleging Constitutional Rights were violated resulting in wrongful  
1313 termination.

1314 **Hanley, Constance** – Tort Claim Notice received March 20, 2015 from Attorney John  
1315 Sugg alleging violations of 42 USC section 1983, malicious prosecution, failure to investigate,  
1316 defamation of character, libel and abuse of process.

1317 **Capitan Iron Mine through A. Blair Dunn** – Threatened Litigation on April 1, 2015  
1318 against the County of Lincoln should Lincoln County require Capitan Iron Mine comply with  
1319 Lincoln County Mine Ordinance 2009-01.

1320 **Chavez, Billy** – Ordinance Violation: 2009-03 Regulating Refuse, Solid Waste and Litter  
1321 in the County. March 10, 2015 certified letter mailed to Mr. Chavez giving him 30 days to  
1322 dispose of debris on his property at 142 White Cat Road, San Patricio (Section 26, Township-  
1323 10S, Range 16E, tract of land lying in the NE 4SE4). April 10, 2015 the property was inspected  
1324 and noted no progress had been made.

1325 **Culp, Susan v. LCMC/Lincoln County**: Tort Claim Notice received May 4, 2015 from  
1326 Attorney Katherine Channing Roehl/Roehl Law Firm alleging medical malpractice, negligent  
1327 supervision, negligent credentialing by staff, administrators and doctors at LCMC on or about  
1328 March 3, 2015 during Ms. Culp's gall bladder removal surgery.

1329 **Reyes, Roberto** – Tort Claim Notice received May 15, 2015 from Attorney Timothy  
1330 White/Valdez White Law Firm alleging illegal seizure, illegal search, illegal imprisonment and  
1331 wrongful conduct of the Lincoln County Sheriff's Department.

1332 **Torres, Leopoldo**: Tort Claim Notice received June 4, 2015 from inmate Torres alleging  
1333 inmate-initiated attack on inmate Torres at Lincoln County Detention Center.

1334 **Wallace, Stephen**: Tort Claim Notice received June 11, 2015 from Attorney Gary  
1335 Mitchell alleging deprivation of Constitutional rights due to false incarceration at Lincoln County  
1336 Detention Center without proceeding with a timely extradition.

1337 **Rodriguez, Victor** – Tort Claim Notice received July 13, 2015 from Attorney W. Chris  
1338 Nedbalek alleging hostile treatment from fellow employees while employed at Lincoln County  
1339 Detention Center.

1340 **Prudencio, Fabian and Corinne** – Tort Claim Notice received July 24, 2015 from  
1341 Attorney Daniel P. Ulibarri alleging negligence, personal injury, spoliation, indemnification and  
1342 property damage against the County of Lincoln.

1343 **Yates, Barbara** – Verbal Threat against the County issued July 21, 2015 due to ongoing  
1344 flooding at her private property.

1345 **Davis, Jack and Rema** – Verbal Threat against the County issued July 21, 2015 due to  
1346 ongoing flooding at their private property.

1347 **Capitan Iron Mine** – Tort Claim Notice received Sept. 24, 2014 via email from A. Blair  
1348 Dunn, alleging County trespass on private property.

1349 **L. Phillip Onsrud** – Tort Claim Notice received Nov. 3, 2015 via email alleging lack of  
1350 medical care while incarcerated in Lincoln County Detention Center.

1351 **Brown, Shelly** – Tort Claim Notice received December 31, 2015 alleged failure of the  
1352 County of Lincoln to maintain road surfaces during snow or ice conditions.

1353  
1354 **2014**

1355 **Ogden, John D** – Tort Claim Notice received May 26, 2014 alleging mistreatment while  
1356 incarcerated at Lincoln County Detention Center on March 11, 2014.

1357 **Rounds, Christopher** – Tort Claim Notice received June 4, 2014 alleging being held in  
1358 Lincoln County Detention Center without being advised of his charges.

1359 **Herbert, Crystal** – Tort Claim Notice received June 23, 2014 from Attorney Matthew  
1360 Coyte/Coyte Law alleging false imprisonment, due process violations, unlawful detention of a  
1361 minor, emotional distress.

1362 **Class Action** – Tort Claim Notice received June 23, 2014 from Attorney Ryan  
1363 Villa/Cooper Law Firm alleging false imprisonment, false arrest, deprivation of rights at Lincoln  
1364 County Detention Center that arise with Immigration and Customs Enforcement charges.

1365 **Atwell, Stacey** – Tort Claim Notice received June 25, 2014 alleging unlawful seizure of  
1366 her two minor children during a request for a deputy to assist in keeping the peace.

1367 **Ramos, Aaron** – Tort Claim Notice received August 7, 2014 alleging lack of Due  
1368 Process for inmates at Lincoln County Detention Center.

1369 **Lambert, David and Bonnie** - Tort Claim Notice received Sept. 8, 2014 from Attorney  
1370 W. Chris Nedbalek alleging damage to Lambert property due to Mr. Rodney Bunsen using his  
1371 own equipment to alter a platted County right of way without the authorization or knowledge of  
1372 the County.

1373 **Caughron, Brittany and Anderson, Amie** – Tort Claim Notice received Oct. 24, 2014  
1374 by Attorney W. Chris Nedbalek alleging overcrowding of Lincoln County Detention Center as a  
1375 violation of 8<sup>th</sup> Amendment Rights.

1376 **Ryen, Allen**- Tort Claim Notice received Oct. 27, 2014 by Attorney W. Chris Nedbalek  
1377 alleging Mr. Ryen was exposed to unsanitary conditions at Lincoln County Detention Center.

1378 **Inmate Group** – Tort Claim Notice received Oct. 27, 2014 by Attorney W. Chris  
1379 Nedbalek alleging overcrowding and unsanitary conditions at Lincoln County Detention Center.

1380 **Caughron, Brittany and Anderson, Amie** – Tort Claim Notice received Nov. 14, 2014  
1381 by attorney W. Chris Nedbalek alleging inadequate medical care and overcrowding at Lincoln  
1382 County Detention Center.

1383 **Inmate Group** – Tort Claim Notice received Nov. 14, 2014 by attorney W. Chris  
1384 Nedbalek alleging overcrowding and unsanitary conditions at Lincoln County Detention Center.

1385 **Long, Cameron** – Tort Claim Notice received Nov. 14, 2014 by attorney W. Chris  
1386 Nedbalek alleging mistreatment by an Officer with Adult Probation and Parole.

1387 **McClarnon, Brian** – Tort Claim Notice received Nov. 14, 2014 by attorney W. Chris  
1388 Nedbalek alleging violations of U.S. Constitutional Amendment rights.

1389 **Diana Martwick, 12<sup>th</sup> Judicial District Attorney** – Tort Claim Notice received Nov. 25,  
1390 2014 alleging lack of adequate office space provided by the County of Lincoln.

1391 **Inmate Group** – Tort Claim Notice received Dec. Dec. 22, 2014 by attorney W. Chris  
1392 Nedbalek alleging inmates were mistreated at Lincoln County Detention Center.

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1394

## **2013**

1395 **Harrisburg Documents**- Attempts to recover Lincoln County documents illegally taken  
1396 from the County. County Clerk Rhonda Burrows has been in contact with Harrisburg, PA in  
1397 recovery efforts.

1398

1399 **Action:** Approve, **Moved by** Commissioner Willard, **Seconded by** Commissioner Allen.

1400 **Vote:** Motion carried by roll call vote (**summary: Yes = 3, No = 1, Abstain = 0**).

1401 **Yes:** Commissioner Stewart, Commissioner Allen, Commissioner Willard.

1402 **No:** Chair Stone.

1403 **Absent:** Commissioner Draper.

1404

1405 Chair Stone recessed the Regular Meeting and convened the Closed Session at 3:43 PM.

1406

1407 Chair Stone adjourned the Closed Session and reconvened the Regular Meeting at 5:03 PM.

1408

1409 Commissioner Willard attested that matters discussed in the closed meeting were limited to  
1410 those specified in the motion for closure or in the notice of separate closed meeting.

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1412 **27. Signing of Official Documents**

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**28. Next meetings:**

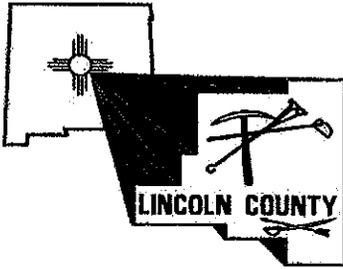
- Regular Commission Meeting - July 19, 2016
- Regular Commission Meeting - August 16, 2016

**29. Adjourn**

There being no further business to come before the Board of County Commissioners, Chair Stone adjourned the meeting at 5:04 PM.

Respectfully submitted by,  
Rhonda B. Burrows  
Lincoln County Clerk

DRAFT



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# County of Lincoln

P.O Box 711 • 300 Central Ave. • Carrizozo, New Mexico 88301-0711 • (575) 648-2385

## AGENDA ITEM No. 7

July 16, 2016

### MEMORANDUM

**TO:** County Commissioners

**FROM:** Nita Taylor, Lincoln County Manager *NTX*

**SUBJECT:** Resolution 2016-1 Adjusting Line Items of the FY 2015-2016 Budget of Lincoln County  
Resolution 2016-2 Adjusting the FY 2015-2016 Lincoln County Budget

### Discussion:

Resolution 2016-1 Adjusting Line Items of the FY 2015-2016 Budget of Lincoln County. At the end of each fiscal year the Finance Director is required to amend the budget to ensure no line items are in the negative. Line items in the negative are adjusted by reducing line items in the positive within the same fund. There is no impact on the budget. See **Enclosure 1.**

Resolution 2016-2 Adjusting the FY 2015-2016 Lincoln County Budget. At the end of each fiscal year the Finance Director is required to amend the budget to show increases in the various revenue funds, and to adjust expense funds that exceeded the final budget. The expense funds exceeding budget are often a due to a timing mis-match as result of reimbursement funding not having been received prior to year-end. These adjustments are made from year-end cash balance. See **Enclosure 2.**

**Recommendation.** Approve Resolutions 2016-01 and 2016-2

**RESOLUTION 2016-1**  
**A RESOLUTION ADJUSTING LINE ITEMS OF THE**  
**FY 2015-2016 BUDGET OF LINCOLN COUNTY**

**WHEREAS**, the Lincoln County Board of Commissioners meeting in regular session on July 19, 2016 did review requests for adjustment to the 2015-2016 Budget; and

**WHEREAS**, it was determined that the proposed internal line adjustments would be beneficial for the citizens of Lincoln County and the line item adjustments are required within the departments to satisfy audit requirements;

**NOW, THEREFORE, BE IT RESOLVED** that the County of Lincoln, Board of Commissioners is respectfully requested to approve this resolution with the following adjustments:

<b>DEPT/FUND LINE #</b>	<b>DESCRIPTION</b>	<b>INCREASE</b>	<b>DECREASE</b>	<b>TOTAL</b>
401012011	PERA	0.86		
401012013	Group Insurance	3,167.98		
401012140	Mileage & Per Diem		(3,168.84)	
<b>Total Commission</b>				<b>0.00</b>
401012014	Pre-Employment Physicals	176.65		
401022400	Attorney Fees		(20,176.65)	
401022538	Settlement Agreements	20,000.00		
<b>Total General County Government</b>				<b>0.00</b>
401032104	Telephone	2,236.79		
401032141	Dues/Conferences/Registration		(2,236.79)	
<b>Total Manager's Department</b>				<b>0.00</b>
401042128	Maintenance Agreement - Servers	1,952.08		
401042136	Maintenance Equipment - AS/400		(3,036.27)	
401042163	Professional Services - AS400 Soft	1,084.19		
<b>Total Data Processing</b>				<b>0.00</b>
401052002	Full Time Salary	1,489.41		
401052011	PERA	108.76		
401052012	Workers' Compensation	0.40		
401052017	Retiree Healthcare	22.88		

DEPT/FUND LINE #	DESCRIPTION	INCREASE	DECREASE	TOTAL
401052103	Supplies Office		(1,621.45)	
<b>Total County Planning</b>				<b>0.00</b>
401072002	Full Time Salary	176.45		
401072011	PERA	0.44		
401072012	Workers' Compensation	0.40		
401072104	Telephone	894.90		
401072140	Mileage & Per Diem	44.00		
401072600	Road & Street Signs		(1,116.19)	
<b>Total Rural Addressing</b>				<b>0.00</b>
401082002	Full Time Salary	804.15		
401082013	Group Insurance	3.30		
401082066	Telecommunications	601.07		
401082133	Vehicle Fuel		(1,560.52)	
401082140	Mileage & Per Diem	152.00		
<b>Total Emergency Services</b>				<b>0.00</b>
401092104	Telephone	59.87		
401092131	Maintenance Equipment	1,083.64		
401092166	Supplies Janitorial	1,160.81		
401092181	Supplies & Tools	1,308.99		
401092182	Contractual Agreements		(3,613.31)	
<b>Total Maintenance</b>				<b>0.00</b>
401152001	Elected Official Salary	0.02		
401152002	Full Time Salary	584.00		
401152011	PERA	8.98		
401152012	Workers' Compensation	4.13		
401152013	Group Insurance	6,520.18		
401152017	Retiree Healthcare	1.90		
401152102	Printing & Publishing		(1,244.49)	
401152103	Supplies Office		(1,037.92)	
401152104	Telephone	682.71		
401152131	Maintenance Equipment		(3,263.03)	
401152150	Professional Services		(1,931.87)	
401152182	Contractual Agreements		(324.61)	
<b>Total County Clerk</b>				<b>0.00</b>

DEPT/FUND LINE #	DESCRIPTION	INCREASE	DECREASE	TOTAL
401162002	Full Time Salary	1,118.47		
401162011	PERA	78.56		
401162012	Workers' Compensation	32.47		
401162013	Group Insurance	3,746.18		
401162017	Retiree Healthcare	16.65		
401162102	Printing & Publishing		(2,235.92)	
401162131	Maintenance Equipment		(2,063.75)	
401162140	Mileage & Per Diem	180.68		
401162141	Dues/Conferences/Registration	5,126.66		
401162939	Voting Equipment		(6,000.00)	
<b>Total Bureau of Elections</b>				<b>0.00</b>
401172001	Elected Official Salary	0.09		
401172011	PERA	0.30		
401172012	Workers' Compensation	0.20		
401172015	Medicare		(0.99)	
401172017	Retiree Healthcare	0.40		
<b>Total for Probate Judge</b>				<b>0.00</b>
401192012	Workers' Compensation	4.64		
401192104	Telephone	1,538.30		
401192133	Vehicle Fuel		(1,542.94)	
<b>Total County Assessor</b>				<b>0.00</b>
401212001	Elected Official Salary	0.01		
401212002	Full Time Salary	465.07		
401212012	Workers' Compensation	0.20		
401212102	Printing & Publishing		(1,382.84)	
401212104	Telephone	917.56		
<b>Total County Treasurer</b>				<b>0.00</b>
401222002	Full Time Salary	29,295.01		
401222004	Part Time Salary		(38,675.49)	
401222011	PERA	9,380.48		
<b>Total Law Enforcement</b>				<b>0.00</b>
<b>GRAND TOTAL GENERAL FUND</b>				<b>0.00</b>

DEPT/FUND LINE #	DESCRIPTION	INCREASE	DECREASE	TOTAL
402402132	Maintenance Heavy Equipment	1,666.97		
402402150	Professional Services	4,013.20		
402402185	Road Salt	4,086.09		
402402198	Paving		(47,996.26)	
<b>TOTAL ROAD</b>				<b>(38,230.00)</b>
402432190	Highway Cap	7,701.83		
402432191	School Bus Route	30,528.17		
<b>TOTAL SPECIAL PROGRAMS - ROAD</b>				<b>38,230.00</b>
<b>GRAND TOTAL ROAD</b>				<b>0.00</b>
407452107	Electric	56.25		
407452103	Supplies Office		(56.25)	
<b>TOTAL BONITO FIRE</b>				<b>0.00</b>
409472130	Maintenance Vehicle	2,011.60		
409472907	Capout - Pumper/Tanker		(2,011.60)	
<b>TOTAL HONDO FIRE</b>				<b>0.00</b>
411492920	Capout - New Building	2,439.91		
411492925	Capout - Vehicle		(2,439.91)	
<b>TOTAL NOGAL FIRE</b>				<b>0.00</b>
412502108	Building Maintenance		(858.51)	
412502130	Maintenance Vehicle	333.31		
412502131	Maintenance Equipment	525.20		
412502148	Fire Equipment & Supplies	525.20	(525.20)	
<b>TOTAL GLENCOE FIRE</b>				<b>0.00</b>
416972142	Training	302.36		
416972148	Fire Equipment & Supplies		(302.36)	
<b>TOTAL WHITE OAKS FIRE</b>				<b>0.00</b>
418232080	Cell Tower Expenses	24,709.99		
418232502	CO-OP Extension		(17,049.54)	
418232624	LC Community Health		(7,660.45)	

DEPT/FUND LINE #	DESCRIPTION	INCREASE	DECREASE	TOTAL
<b>TOTAL AGREEMENTS</b>				<b>0.00</b>
419522104	Telephone	240.66		
419522130	Maintenance Vehicle	3,413.31		
419522131	Maintenance Equipment	271.32		
419522148	Fire Equipment & Supplies	3,349.77		
419522925	Capout - Vehicle		(7,275.06)	
<b>TOTAL ARABELA FIRE</b>				<b>0.00</b>
425942002	Full Time Salary		(1,185.86)	
425942010	FICA		(73.59)	
425942015	Medicare		(17.22)	
425942114	Apparatus	1,276.67		
<b>TOTAL FIREFIGHTINIG/STRIKE ACTIVITIES</b>				<b>0.00</b>
450622107	Electric	1,171.22		
450622108	Maintenance Building		(11,394.84)	
450622131	Maintenance Equipment	10,223.62		
<b>TOTAL CORRECTIONS</b>				<b>0.00</b>
499682012	Workers' Compensation	0.16		
499682013	Group Insurance	109.87		
499682104	Telephone	327.37		
499682133	Vehicle Fuel		(437.40)	
<b>TOTAL RE-APPRAISAL FUND</b>				<b>0.00</b>
502732525	Safety Net Pool		(979.61)	
502732522	EMS - Operations	979.61		
<b>TOTAL LINCOLN COUNTY MEDICAL CENTER</b>				<b>0.00</b>
530762104	Telephone	393.52		
530762105	Water	1,880.00		
530762107	Electric	343.32		
530762130	Maintenance Vehicle		(2,616.84)	
<b>TOTAL SENIOR CITIZENS-CARRIZOZO</b>				<b>0.00</b>
530782002	Full Time Salary	0.10		

DEPT/FUND LINE #	DESCRIPTION	INCREASE	DECREASE	TOTAL
530782106	Fuel Heating		(602.77)	
530782107	Electric	602.67		
<b>TOTAL SENIOR CITIZENS - CORONA</b>				<b>0.00</b>
530792002	Full Time Salary	0.19		
530792012	Workers' Compensation	0.40		
530792013	Group Insurance	21.24		
530792015	Medicare		(21.83)	
<b>TOTAL SENIOR CITIZENS - HONDO</b>				<b>0.00</b>
530802013	Group Insurance	0.16		
530802015	Medicare		(0.16)	
<b>TOTAL SENIOR CITIZENS - RUIDOSO DOWNS</b>				<b>0.00</b>
563842126	Transition Costs		(10,877.18)	
563842921	Capout - Equipment/OP	10,877.18		
<b>TOTAL SOLID GSWA/LCSW</b>				<b>0.00</b>
608862150	Professional Services	216.86		
608862619	Survey/Geo Tech	2,180.05		
608862708	Project Contingency		(2,396.91)	
<b>TOTAL CDBG GRANT</b>				<b>0.00</b>
654292002	Full Time Salary	218.56		
654292003	Overtime		(219.18)	
654292012	Workers' Compensation	0.20		
654292017	Retiree Healthcare	0.42		
<b>TOTAL INDIGENT HEALTHCARE</b>				<b>0.00</b>
659342002	Full Time Salary	1,359.91		
659342013	Group Insurance		(3,358.01)	
659342066	Telecommunications	1,453.54		
659342079	Confidential Funds	481.00		
659342225	Operating Costs	63.56		
<b>TOTAL NM HIDTA PARTNERSHIP</b>				<b>0.00</b>
681532116	Disaster Contractors		(19,951.63)	

DEPT/FUND LINE #	DESCRIPTION	INCREASE	DECREASE	TOTAL
681532125	FMAG	0.43		
681532160	Refunds	19,951.20		
<b>TOTAL DISASTER RELIEF FUND</b>				<b>0.00</b>

**PASSED, APPROVED AND ADOPTED** this 19<sup>st</sup> day of July, 2016.

**BOARD OF COMMISSIONERS  
COUNTY OF LINCOLN  
STATE OF NEW MEXICO**

\_\_\_\_\_  
Preston Stone, Chairman

\_\_\_\_\_  
Dallas Draper, Vice Chairman

\_\_\_\_\_  
Elaine Allen, Member

\_\_\_\_\_  
Lynn Willard, Member

\_\_\_\_\_  
Thomas Stewart

ATTEST:

\_\_\_\_\_  
Rhonda Burrows, County Clerk

**RESOLUTION 2016-2  
A RESOLUTION ADJUSTING THE 2015-2016  
BUDGET FOR LINCOLN COUNTY**

**WHEREAS**, the Lincoln County Board of Commissioners, meeting in a regular session on July 19, 2016 did review requests for adjustments to the 2015-2016 Budget; and

**WHEREAS**, it was determined that the proposed budget adjustments would be beneficial for the citizens of Lincoln County;

**NOW, THEREFORE, BE IT RESOLVED** that the New Mexico Department of Finance and Administration is respectfully requested to approve this resolution with the following adjustments:

DEPT/FUND LINE #	DESCRIPTION	INCREASE	DECREASE	TOTAL
<b>REVENUE</b>				
401000950	Edispatch	3875.96		
401001253	Flood Plain Ordinance Adm	4,000.00		
401001262	Reimbursement/Refund	11,953.37		
401001270	Insurance Recoveries	24,276.44		
401001340	Sale of County Property	9,427.51		
401001460	Voided one Year Old Checks	23.77		
401001570	Election Filing Fees	450.00		
401001630	Payment in Lieu of Taxes	176,191.00		
401001632	Special PILT - Taxes	2,500.00		
401001925	BJA Bulletproof Vest Grant	1,562.00		
<b>TOTAL GENERAL FUND</b>				<b>234,260.05</b>
402001262	Reimbursement/Refund	10,736.32		
402001270	Insurance Recoveries	9,367.96		
402001530	Motor Vehicle Fees	65,000.00		
402001652	Forest Reserve/Title I	125,526.95		
<b>TOTAL ROAD FUND</b>				<b>210,631.23</b>
407001182	Interest Earned-Debt Service	78.52		
407001602	Grant Funds	9,234.00		
<b>TOTAL BONITO FIRE</b>				<b>9,312.52</b>
409001182	Interest Earned-Debt Service	12.02		
409001262	Reimbursement/Refund	35.70		
<b>TOTAL HONDO FIRE</b>				<b>47.72</b>

DEPT/FUND LINE #	DESCRIPTION	INCREASE	DECREASE	TOTAL
410001180	Interest Earned	376.47		
<b>TOTAL LINCOLN FIRE</b>				<b>376.47</b>
412001182	Interest Earned-Debt Service	265.85		
412001262	Reimbursement/Refund	6.84		
<b>TOTAL GLENCOE PALO VERDE FIRE</b>				<b>272.69</b>
414001270	Insurance Recoveries	61,715.17		
<b>TOTAL CAPITAL IMPROVEMENTS</b>				<b>61,715.17</b>
416001182	Interest Earned-Debt Service	224.72		
<b>TOTAL WHITE OAKS FIRE</b>				<b>224.72</b>
418001551	Cell Tower Escrow	3,500.00		
<b>TOTAL AGREEMENTS</b>				<b>3,500.00</b>
419001182	Interest Earned-Debt Service	19.84		
<b>TOTAL ARABELA FIRE</b>				<b>19.84</b>
420001628	Communication Tower	25,000.00		
<b>TOTAL LEGISLATIVE APPROPRIATION</b>				<b>25,000.00</b>
421001520	Gasoline Tax	3,146.93		
<b>TOTAL GAS TAX</b>				<b>3,146.93</b>
423001010	Current Property Tax	5,051.43		
423001640	Taylor Grazing - Farm & Range	12,195.34		
<b>TOTAL PREDATORY ANIMAL CONTROL</b>				<b>17,246.77</b>
424001262	Reimbursement/Refund	523.10		
<b>TOTAL FIRE SERVICES ADMINISTRATION</b>				<b>523.10</b>
425001262	Reimbursement/Refund	16,234.39		
<b>TOTAL FIREFIGHTING/STRIKE ACTIVITIES</b>				<b>16,234.39</b>
450001262	Reimbursement/Refund	277.26		
450001311	Housing of Prisoners	277,873.67		
450001270	Insurance Recoveries	5,101.79		

DEPT/FUND LINE #	DESCRIPTION	INCREASE	DECREASE	TOTAL
450001594	Inmate Anklets Fees	612.00		
<b>TOTAL CORRECTIONS</b>				<b>283,864.72</b>
466001180	Interest Earned	2.29		
466001340	Sale of County Property	415.00		
<b>TOTAL SHERIFF'S SEIZURE</b>				<b>417.29</b>
499001262	Reimbursement/Refund	3,405.50		
499001270	Insurance Recoveries	1,504.02		
<b>TOTAL 1% RE-APPRAISAL</b>				<b>4,909.52</b>
500001262	Reimbursement/Refund	241.07		
500001340	Sale of County Property	4,260.00		
<b>TOTAL EMERGENCY MEDICAL SERVICES</b>				<b>4,501.07</b>
501001180	Interest Earned	339.22		
501001340	Sale of County Property	278.75		
<b>TOTAL RURAL CLINICS</b>				<b>617.97</b>
502001180	Interest Earned	1,764.22		
502001262	Reimbursement/Refund	1,937.99		
502001290	Rental of County Property	274,999.94		
<b>TOTAL LINCOLN COUNTY MEDICAL CENTER</b>				<b>278,702.15</b>
508001180	Interest Earned	217.36		
508001568	Interest Payment	2,348.78		
<b>TOTAL DEER PARK SAD INCOME FUND</b>				<b>2,566.14</b>
509001180	Interest Earned	2,164.80		
509001290	Rental of County Property	91,666.64		
<b>TOTAL LCMC LEASE FUND</b>				<b>93,831.44</b>
530001261	SEP (State)	1,789.00		
530001262	Reimbursement/Refund	467.88		
530001700	Title III C2 (Fed) Home Deliver	1,034.00		
530001701	Zia State Funds	10,815.00		
530001702	Carrizozo Home Delivered	841.85		
530001703	Carrizozo Congregate	1,926.98		

DEPT/FUND LINE #	DESCRIPTION	INCREASE	DECREASE	TOTAL
530001708	Capitan Home Delivered	998.00		
530001713	Capitan Congregate	1,005.25		
530001716	Downs Congregate	462.26		
530001720	Downs Home Delivered	614.00		
530001726	Corona Congregate	128.50		
530001736	Corona Home Delivered	171.00		
<b>TOTAL SENIOR CITIZENS</b>				<b>20,253.72</b>
563001563	Late Fees Payment	160.00		
<b>TOTAL GSWA/LCSW</b>				<b>160.00</b>
598001055	Return Check Fee	450.00		
598001451	Data Processing/Mortgage Co Fees	150.00		
<b>TOTAL TREASURERS FEES</b>				<b>600.00</b>
603001245	Client Fees	19,305.00		
<b>TOTAL MISDEMEANOR COMPLIANCE</b>				<b>19,305.00</b>
654001262	Reimbursement/Refund	5,533.62		
<b>TOTAL INDIGENT HEALTH CARE</b>				<b>5,533.62</b>
659001340	Sale of County Property	1,925.00		
<b>TOTAL HIDTA PARTNERSHIP</b>				<b>1,925.00</b>
681001022	FEMA 4197-4199 (FMAG)FM2979	2,250,132.30		
681001027	Disaster Assistance (ED-Outreach)	52,982.15		
<b>TOTAL DISASTER RELIEF FUND</b>				<b>2,303,114.45</b>
<b>TRANSFERS</b>				
401001951	Transfer Out		(216,953.75)	
409001951	Transfer Out		(17.86)	
420001950	Transfer In	48,984.53		
608001950	Transfer In	167,002.00		
659001950	Transfer In	967.22		
683001950	Transfer In	17.86		
<b>TOTAL TRANSFERS</b>				<b>0.00</b>

DEPT/FUND LINE #	DESCRIPTION	INCREASE	DECREASE	TOTAL
<b>EXPENDITURES</b>				
425942114	Apparatus	16,234.39		
<b>TOTAL FOR FIREFIGHTING/STRIKE ACTIVITIES</b>				<b>16,234.39</b>
603672052	Professional Services	19,305.00		
<b>TOTAL MISDEMEANOR COMPLIANCE</b>				<b>19,305.00</b>
683572900	Principal/Payment Lease HVFD	17.86		
<b>TOTAL FOR 1ST 1/8TH DEBT RESERVE FUND</b>				<b>17.86</b>

**PASSED, APPROVED AND ADOPTED** this 19th day of July 2016.

**BOARD OF COMMISSIONERS FOR  
THE COUNTY OF LINCOLN,  
STATE OF NEW MEXICO**

\_\_\_\_\_  
Preston Stone, Chairman

\_\_\_\_\_  
Dallas Draper, Vice Chairman

\_\_\_\_\_  
Elaine Allen, Member

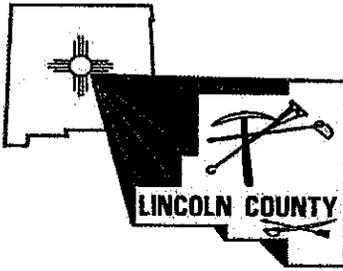
\_\_\_\_\_  
Lynn Willard, Member

\_\_\_\_\_  
Thomas Stewart, Member

ATTEST:

\_\_\_\_\_  
Rhonda Burrows, County Clerk

Rhonda Burrows, County Clerk



[www.lincolncountynm.gov](http://www.lincolncountynm.gov)

# County of Lincoln

P.O Box 711 • 300 Central Ave. • Carrizozo, New Mexico 88301-0711 • (575) 648-2385

Agenda Item 8

*NT*

## SUBJECT

- a. Payroll/Accounts Payable/Budget/ Expenditures
- b. Treasurer's Financial Report for the Month ending June 30, 2016
- c. Mutual Aid Fire Rescue Response Agreement with Village of Ruidoso
- d. Contract for Services between the County of Lincoln and Lincoln Community Church, Inc.
- e. SE New Mexico Economic Development District (SNMEDD) Agreement and Resolution 2016-4

DEPARTMENT OF FINANCE AND ADMINISTRATION  
LOCAL GOVERNMENT DIVISION

SUBMIT TO LOCAL GOVERNMENT DIVISION NO LATER THAN 30 DAYS  
AFTER THE CLOSE OF EACH QUARTER

I HEREBY CERTIFY THAT THE CONTENTS IN THIS REPORT ARE TRUE AND CORRECT TO THE BEST OF MY KNOWLEDGE  
AND THAT THIS REPORT DEPICTS ALL FUNDS:

*Sherrie Huddleston*  
Sherrie Huddleston, Chief Deputy Treasurer  
Signature

Date: 7-15-16

Fund #	FUND NAME	BEGINNING CASH BALANCE CURRENT FY (1)	YEAR-TO-DATE TRANSACTIONS					QTR ENDING CASH BALANCE (1)+(2)-(3)+(4)+(5) (6)	INVESTMENTS (7)	CASH + INVESTMENTS (8)	REQUIRED RESERVES (9)	AVAILABLE CASH (8) - (9)
			REVENUES TO DATE (2)	TRANSFERS TO DATE (3)	EXPENDITURES TO DATE (4)	ADJUSTMENTS (5)	INVESTMENTS					
101	GENERAL FUND (GF)	8086474.77	13,314,493	(5,961,310)	6,696,119	0	\$5,616,291	3,137,248	\$8,753,539	1,674,030	\$7,079,509	
201	CORRECTION	0	0	0	0	0	\$0	0	\$0	0	\$0	
202	ENVIRONMENTAL GRT	0	995,076	903,077	1,760,303	0	\$137,650	0	\$137,650	0	\$137,650	
203	County Property Valuation	371985.44	284,857	0	436,886	0	\$219,957	0	\$219,957	0	\$219,957	
204	COUNTY ROAD	301813.89	1,025,289	1,785,612	2,544,182	0	\$568,634	0	\$568,634	212,015	\$356,618	
206	EMS	1266.66	49,781	0	25,772	0	\$25,216	0	\$25,216	0	\$25,216	
207	ENHANCED 911	1073.94	1,310	0	2,049	0	\$335	0	\$335	0	\$335	
208	Farm & Range Improvement	14244.98	60,379	40,208	108,208	0	\$6,624	0	\$6,624	0	\$6,624	
209	FIRE PROTECTION FUND	831240.96	852,322	(140,202)	473,660	0	\$1,069,701	0	\$1,069,701	0	\$1,069,701	
211	LEPP	3288.77	32,000	0	32,909	0	\$2,360	0	\$2,360	0	\$2,360	
214	LODGERS' TAX	50418.02	49,167	0	51,067	0	\$48,519	0	\$48,519	0	\$48,519	
217	RECREATION	0	0	0	0	0	\$0	0	\$0	0	\$0	
218	INTERGOVERNMENTAL GRANTS	223680.11	236,054	967	257,332	0	\$203,349	0	\$203,349	0	\$203,349	
219	SENIOR CITIZEN	72894.53	651,828	122,818	743,120	0	\$104,421	0	\$104,421	0	\$104,421	
220	COUNTY INDIGENT FUND	914343.09	663,703	11,716	676,495	0	\$913,267	0	\$913,267	0	\$913,267	
221	COUNTY HOSPITAL FUND	3370499.99	4,516,690	0	2,825,997	0	\$5,061,192	0	\$5,061,192	0	\$5,061,192	
222	COUNTY FIRE PROTECTION	\$0	0	0	0	0	\$0	0	\$0	0	\$0	
223	IDWI PROGRAM	\$0	0	0	0	0	\$0	0	\$0	0	\$0	
225	Clerk Recording & Filing	188663.46	50,565	0	31,018	0	\$203,400	0	\$203,400	0	\$203,400	
226	JAIL - DETENTION FUND	445191.88	797,129	2,254,530	2,921,851	0	\$575,000	0	\$575,000	0	\$375,000	
299	OTHER	343397.09	3,752,573	78,885	269,103	0	\$3,905,753	0	\$3,905,753	0	\$3,905,753	
300	CAPITAL PROJECT FUNDS	553846.96	190,965	294,381	839,193	0	\$0	0	\$0	0	\$0	
401	G. O. BONDS	\$0	0	0	0	0	\$0	0	\$0	0	\$0	
402	REVENUE BONDS	0	658,170	(390,770)	267,400	0	(\$0)	0	(\$0)	0	(\$0)	
403	DEBT SERVICE OTHER	1134468.8	152,213	153,372	272,093	0	\$1,167,961	0	\$1,167,961	0	\$1,167,961	
500	ENTERPRISE FUNDS											
	Water Fund	\$0	0	0	0	0	\$0	0	\$0	0	\$0	
	Solid Waste	\$0	0	0	0	0	\$0	0	\$0	0	\$0	
	Waste Water	\$0	0	0	0	0	\$0	0	\$0	0	\$0	
	Airport	\$0	0	0	0	0	\$0	0	\$0	0	\$0	
	Ambulance	\$0	0	0	0	0	\$0	0	\$0	0	\$0	
	Cemetery	\$0	0	0	0	0	\$0	0	\$0	0	\$0	
	Housing	\$0	0	0	0	0	\$0	0	\$0	0	\$0	
	Parking	\$0	0	0	0	0	\$0	0	\$0	0	\$0	
	Other Enterprise (enter fund n	\$0	0	0	0	0	\$0	0	\$0	0	\$0	
	Other Enterprise (enter fund n	\$0	0	0	0	0	\$0	0	\$0	0	\$0	
	Other Enterprise (enter fund n	\$0	0	0	0	0	\$0	0	\$0	0	\$0	
	Other Enterprise (enter fund n	\$0	0	0	0	0	\$0	0	\$0	0	\$0	
600	INTERNAL SERVICE FUNDS	39864.8	249,898	846,715	1,127,872	0	\$4,696	0	\$4,696	0	\$4,696	
700	TRUST AND AGENCY FUNDS	321451.99	15,844,162	0	15,848,197	0	\$317,417	0	\$317,417	0	\$317,417	
<b>GRAND TOTAL</b>		\$17,071,390	\$44,428,624	\$0	\$38,211,024	\$0	\$20,151,741	\$3,137,248	\$23,288,989	\$1,886,045	\$21,402,944	

LAST UPDATE: 7/15/16 4:38 PM

FORM MODIFIED 12/09/08

GENERAL FUND - COUNTY

Period Ending: 06/30/2016

COMPARATIVE STATEMENT OF REVENUES AND EXPENDITURES	BUDGETED AMOUNTS			ACTUALS Y-T-D	ENCUMBRANCES Y-T-D	Variance With Adjusted Budget	
	Approved Budget	Budget Adjustments	Adjusted Budget			Positive (Negative)	
						\$	%
<b>REVENUES</b>							
<b>Taxes:</b>							
Property Tax - Current Year	9460322	0	\$9,460,322	10068667.09		\$608,345	106.43%
Property Tax - Delinquent	420159	0	\$420,159	435112.96		\$14,954	103.56%
Property Tax - Penalty & Interest	263168	0	\$263,168	264581.66		\$1,414	100.54%
Oil and Gas - Equipment	\$0	\$0	\$0	\$0		\$0	n/a
Oil and Gas - Production	\$0	\$0	\$0	\$0		\$0	n/a
Franchise Fees	\$0	\$0	\$0	\$0		\$0	n/a
Gross receipts - Local Option	\$0	\$0	\$0	\$0		\$0	n/a
Gross Receipts - Infrastructure	\$0	\$0	\$0	\$0		\$0	n/a
Gross Receipts - Environment	\$0	\$0	\$0	\$0		\$0	n/a
Gross Receipts - Other Dedication	95480	94520	\$190,000	188495.19		(\$1,505)	99.21%
PILT	1700122	178691	\$1,878,813	1878813		\$0	100.00%
<b>Intergovernmental - State Shared:</b>							
Gross receipts	70090	64631	\$134,721	134721		\$0	100.00%
Cigarette Tax	0	0	\$0	0		\$0	n/a
Gas Tax	0	0	\$0	0		\$0	n/a
Motor Vehicle	68394	0	\$69,394	45531.57		(\$23,862)	65.61%
Other	\$0	\$0	\$0	\$0		\$0	n/a
Grants - Federal	2188	1562	\$3,750	3750		\$0	100.00%
Grants - State	15207	0	\$15,207	8086.06		(\$7,121)	53.17%
Grants - Local	0	0	\$0	0		\$0	n/a
Legislative Appropriations	\$0	\$0	\$0	\$0		\$0	n/a
Small Counties Assistance	\$0	\$0	\$0	\$0		\$0	n/a
<b>Licenses and Permits</b>	34510	0	\$34,510	31755		(\$2,755)	92.02%
<b>Charges for Services</b>	162144	8325.96	\$170,470	167497.5		(\$2,972)	98.26%
<b>Fines and Forfeits</b>	0	0	\$0	0		\$0	n/a
<b>Interest on Investments</b>	23908	0	\$23,908	30586.46		\$6,680	127.94%
<b>Miscellaneous</b>	21438	45681.09	\$67,119	56893.21		(\$10,226)	84.76%
<b>TOTAL GENERAL FUND REVENUE</b>	<b>\$12,338,130</b>	<b>\$393,411</b>	<b>\$12,731,541</b>	<b>\$13,314,493</b>		<b>\$582,952</b>	<b>104.58%</b>
<b>EXPENDITURES</b>							
Executive-Legislative	153394	0	\$153,394	148346.63	0	\$5,047	96.71%
Judicial	30854	0	\$30,954	29624.81	0	\$1,329	95.71%
Elections	485089	5000	\$500,089	474240	0	\$25,849	94.83%
Finance & Administration	2164997	48402	\$2,213,399	2007406.55	0	\$205,992	90.69%
Public Safety	2831105	0	\$2,831,105	2657933.42	0	\$173,172	93.88%
Highways & Streets	\$0	\$0	\$0	\$0	\$0	\$0	n/a
Senior Citizens	\$0	\$0	\$0	\$0	\$0	\$0	n/a
Sanitation	\$0	\$0	\$0	\$0	\$0	\$0	n/a
Health and Welfare	\$0	\$0	\$0	\$0	\$0	\$0	n/a
Culture and Recreation	\$0	\$0	\$0	\$0	\$0	\$0	n/a
Economic Development & Housing	\$0	\$0	\$0	\$0	\$0	\$0	n/a
Other - Miscellaneous	1760216	54211	\$1,814,427	1378567.24	0	\$435,860	75.98%
<b>TOTAL GENERAL FUND EXPENDITURE</b>	<b>\$7,435,755</b>	<b>\$107,613</b>	<b>\$7,543,368</b>	<b>\$6,696,119</b>	<b>\$0</b>	<b>\$847,249</b>	<b>88.77%</b>
<b>OTHER FINANCING SOURCES</b>							
Transfers In	0	0	\$0	0		\$0	n/a
Transfers (Out)	-5499464	-1119020.95	(\$6,618,485)	-5961309.87		\$657,175	90.07%
<b>TOTAL - OTHER FINANCING SOURCES</b>	<b>(\$5,499,464)</b>	<b>(\$1,119,021)</b>	<b>(\$6,618,485)</b>	<b>(\$5,961,310)</b>		<b>\$657,175</b>	<b>90.07%</b>
<b>Excess (deficiency) of revenues over expenditures:</b>				<b>65706418%</b>			

SPECIAL REVENUES - COUNTY FUNDS - QUARTERLY REPORT

SPECIAL REVENUES - RESOURCES	Fund	BUDGET			ACTUALS	Encumbrances (expend line only)	Budget Balance	Budget Variance%
		Approved Budget	Resolutions Adj. Budget	Adjusted Budget	Year to Date Total			
<b>CORRECTIONS REVENUES</b>	<b>201</b>							
Correction Fees	201	0	0	0	0		0	n/a
Miscellaneous	201	0	0	0	0		0	n/a
<b>TOTAL Revenues</b>		<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>		<b>0</b>	<b>n/a</b>
<b>EXPENDITURES</b>	<b>201</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>n/a</b>
<b>OTHER FINANCING SOURCES</b>								
Transfers In	201	0	0	0	0		0	n/a
Transfers (Out)	201	0	0	0	0		0	n/a
<b>TOTAL - OTHER FINANCING SOURCES</b>		<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>		<b>0</b>	<b>n/a</b>
Excess (deficiency) of revenues over expenses	201				0			
<b>ENVIRONMENTAL REVENUES</b>	<b>202</b>							
GRT - Environmental	202	170000	180	170,160	146215.93		(23,944)	85.93%
Miscellaneous	202	859446	0	859,446	848860.07		(10,586)	98.77%
<b>TOTAL Revenues</b>		<b>1,029,446</b>	<b>160</b>	<b>1,029,606</b>	<b>995,076</b>		<b>(34,530)</b>	<b>96.65%</b>
<b>EXPENDITURES</b>	<b>202</b>	<b>1283510</b>	<b>649013</b>	<b>1,932,523</b>	<b>1760503.32</b>	<b>0</b>	<b>172,020</b>	<b>91.10%</b>
<b>OTHER FINANCING SOURCES</b>								
Transfers In	202	254084	849013	903,077	903077		0	100.00%
Transfers (Out)	202	0	0	0	0		0	n/a
<b>TOTAL - OTHER FINANCING SOURCES</b>		<b>254,064</b>	<b>649,013</b>	<b>903,077</b>	<b>903,077</b>		<b>0</b>	<b>100.00%</b>
Excess (deficiency) of revenues over expenses	202				137,650			
<b>PROPERTY VALUATION REVENUES</b>	<b>203</b>							
Administrative Fee	203	270000	0	270,000	279947.63		9,948	103.68%
Miscellaneous	203	0	4909.52	4,910	4909.52		0	100.00%
<b>TOTAL Revenues</b>		<b>270,000</b>	<b>4,910</b>	<b>274,910</b>	<b>284,857</b>		<b>9,948</b>	<b>103.62%</b>
<b>EXPENDITURES</b>	<b>203</b>	<b>641988</b>	<b>0</b>	<b>641,986</b>	<b>436885.86</b>	<b>0</b>	<b>205,100</b>	<b>68.05%</b>
<b>OTHER FINANCING SOURCES</b>								
Transfers In	203	0	0	0	0		0	n/a
Transfers (Out)	203	0	0	0	0		0	n/a
<b>TOTAL - OTHER FINANCING SOURCES</b>		<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>		<b>0</b>	<b>n/a</b>
Excess (deficiency) of revenues over expenses	203				(152,029)			
<b>EMS REVENUES</b>	<b>206</b>							
State EMS Grant	206	47236	-1956	45,280	45280		0	100.00%
Miscellaneous	206	0	4501.07	4,501	4501.07		0	100.00%
<b>TOTAL Revenues</b>		<b>47,236</b>	<b>2,545</b>	<b>49,781</b>	<b>49,781</b>		<b>0</b>	<b>100.00%</b>
<b>EXPENDITURES</b>	<b>206</b>	<b>48443</b>	<b>-1956</b>	<b>46,487</b>	<b>25771.92</b>	<b>2268.72</b>	<b>18,446</b>	<b>55.44%</b>
<b>OTHER FINANCING SOURCES</b>								
Transfers In	206	0	0	0	0		0	n/a
Transfers (Out)	206	0	0	0	0		0	n/a
<b>TOTAL - OTHER FINANCING SOURCES</b>		<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>		<b>0</b>	<b>n/a</b>
Excess (deficiency) of revenues over expenses	206				24,009			
<b>E911 REVENUES</b>	<b>207</b>							
State-E-911 Enhancement	207	6000	0	6,000	1310		(4,690)	21.83%
Network & Data Base Grant	207	0	0	0	0		0	n/a
Miscellaneous	207	0	0	0	0		0	n/a
<b>TOTAL Revenues</b>		<b>6,000</b>	<b>0</b>	<b>6,000</b>	<b>1,310</b>		<b>(4,690)</b>	<b>21.83%</b>

SPECIAL REVENUES - COUNTY FUNDS - QUARTERLY REPORT

SPECIAL REVENUES - RESOURCES	Fund	BUDGET			ACTUALS		Budget Balance	Budget Variance%
		Approved Budget	Resolutions Adj. Budget	Adjusted Budget	Year to Date Total	Encumbrances (expend line only)		
<b>EXPENDITURES</b>	207	7074	0	7,074	2048.9	0	5,025	28.96%
<b>OTHER FINANCING SOURCES</b>								
Transfers In	207	0	0	0	0		0	n/a
Transfers (Out)	207	0	0	0	0		0	n/a
<b>TOTAL - OTHER FINANCING SOURCES</b>		0	0	0	0		0	n/a
Excess (deficiency) of revenues over expen	207				(739)			
<b>FARM &amp; RANGE REVENUES</b>	<b>208</b>							
Federal - Taylor Grazing	208	24484	12195.34	36,679	36679.34		0	100.00%
Miscellaneous	208	19900	5051.43	24,951	23699.39		(1,252)	94.98%
<b>TOTAL Revenues</b>		44,384	17,247	61,631	60,379		(1,252)	97.97%
<b>EXPENDITURES</b>	208	91500	16708.38	108,208	108208.38	0	0	100.00%
<b>OTHER FINANCING SOURCES</b>								
Transfers In	208	32871	16708.38	49,579	40208.38		(9,371)	81.10%
Transfers (Out)	208	0	0	0	0		0	n/a
<b>TOTAL - OTHER FINANCING SOURCES</b>		32,871	16,708	49,579	40,208		(9,371)	81.10%
Excess (deficiency) of revenues over expen	208				(7,621)			
<b>COUNTY FIRE PROTECTION REVENUES</b>	<b>209</b>							
State - Fire Marshall Allotment	209	759079	0	759,079	759079		0	100.00%
Miscellaneous	209	27245	100777.08	128,022	93242.89		(34,779)	72.83%
<b>TOTAL Revenues</b>		786,324	100,777	887,101	852,322		(34,779)	96.08%
<b>EXPENDITURES</b>	209	1477380	90000	1,567,380	473659.72	318233.26	777,487	30.22%
<b>OTHER FINANCING SOURCES</b>								
Transfers In	209	0	0	0	0		0	n/a
Transfers (Out)	209	-140185	-17.88	(140,203)	-140202.42		0	100.00%
<b>TOTAL - OTHER FINANCING SOURCES</b>		(140,185)	(18)	(140,203)	(140,202)		0	100.00%
Excess (deficiency) of revenues over expen	209				238,460			
<b>LAW ENFORCEMENT PROTECTION REVENUES</b>	<b>211</b>							
State-Law Enforcement Protection	211	32000	0	32,000	32000		0	100.00%
Miscellaneous	211	0	0	0	0		0	n/a
<b>TOTAL Revenues</b>		32,000	0	32,000	32,000		0	100.00%
<b>EXPENDITURES</b>	211	35269	0	35,269	32908.92	0	2,360	93.31%
<b>OTHER FINANCING SOURCES</b>								
Transfers In	211	0	0	0	0		0	n/a
Transfers (Out)	211	0	0	0	0		0	n/a
<b>TOTAL - OTHER FINANCING SOURCES</b>		0	0	0	0		0	n/a
Excess (deficiency) of revenues over expen	211				(909)			
<b>LODGERS' TAX REVENUES</b>	<b>214</b>							
Lodgers' Tax	214	65000	0	65,000	49066.21		(15,934)	75.49%
Miscellaneous	214	75	0	75	101.26		26	135.01%
<b>TOTAL Revenues</b>		65,075	0	65,075	49,167		(15,908)	75.56%
<b>EXPENDITURES</b>	214	97418	0	97,418	51066.86	34399.88	11,961	52.42%
<b>OTHER FINANCING SOURCES</b>								
Transfers In	214	0	0	0	0		0	n/a
Transfers (Out)	214	0	0	0	0		0	n/a
<b>TOTAL - OTHER FINANCING SOURCES</b>		0	0	0	0		0	n/a

SPECIAL REVENUES - COUNTY FUNDS - QUARTERLY REPORT

SPECIAL REVENUES - RESOURCES	Fund	BUDGET			ACTUALS	Encumbrances (expend line only)	Budget Balance	Budget Variance%
		Approved Budget	Resolutions Adj. Budget	Adjusted Budget	Year to Date Total			
Excess (deficiency) of revenues over expenses	214				(1,899)			
<b>RECREATION REVENUES</b>	<b>217</b>							
Cigarette Tax - (1 cent)	217	0	0	0	0		0	n/a
Miscellaneous	217	0	0	0	0		0	n/a
<b>TOTAL Revenues</b>		0	0	0	0		0	n/a
<b>EXPENDITURES</b>	217	0	0	0	0	0	0	n/a
<b>OTHER FINANCING SOURCES</b>								
Transfers In	217	0	0	0	0		0	n/a
Transfers (Out)	217	0	0	0	0		0	n/a
<b>TOTAL - OTHER FINANCING SOURCES</b>		0	0	0	0		0	n/a
Excess (deficiency) of revenues over expenses	217				0			
<b>INTERGOVERNMENTAL GRANTS REVENUES</b>	<b>218</b>							
State Grants	218	0	0	0	0		0	n/a
Federal Grants	218	475404	21925	497,329	238053.73		(261,275)	47.46%
Miscellaneous	218	0	0	0	0		0	n/a
<b>TOTAL Revenues</b>		475,404	21,925	497,329	236,054		(261,275)	47.46%
<b>EXPENDITURES</b>	218	487453	17120	504,573	257331.79	0	247,241	51.00%
<b>OTHER FINANCING SOURCES</b>								
Transfers In	218	185393	967.22	186,360	967.22		(185,393)	0.52%
Transfers (Out)	218	-210448	0	(210,448)	0		210,448	0.00%
<b>TOTAL - OTHER FINANCING SOURCES</b>		(25,055)	967	(24,088)	967		25,055	(4.02)%
Excess (deficiency) of revenues over expenses	218				(20,311)			
<b>SENIOR CITIZENS REVENUES</b>	<b>219</b>							
State Grants	219	544326	18838	563,164	438554		(124,610)	77.87%
Federal Grants	219	135332	5939	141,271	137584		(3,687)	97.39%
Miscellaneous	219	69500	8615.72	76,116	75889.97		(426)	99.44%
<b>TOTAL Revenues</b>		749,158	31,393	780,551	651,828		(128,723)	83.51%
<b>EXPENDITURES</b>	219	944868	11139	956,007	743119.82	0	212,887	77.73%
<b>OTHER FINANCING SOURCES</b>								
Transfers In	219	122818	0	122,818	122818		0	100.00%
Transfers (Out)	219	0	0	0	0		0	n/a
<b>TOTAL - OTHER FINANCING SOURCES</b>		122,818	0	122,818	122,818		0	100.00%
Excess (deficiency) of revenues over expenses	219				31,526			
<b>INDIGENT REVENUES</b>	<b>220</b>							
GRT - County Indigent	220	645000	0	645,000	658168.85		13,170	102.04%
Miscellaneous	220	0	5533.82	5,534	5533.82		0	100.00%
<b>TOTAL Revenues</b>		645,000	5,534	650,534	663,703		13,170	102.02%
<b>EXPENDITURES</b>	220	1103456	0	1,103,456	876495.4	0	426,961	61.31%
<b>OTHER FINANCING SOURCES</b>								
Transfers In	220	11716	0	11,716	11716		0	100.00%
Transfers (Out)	200	0	0	0	0		0	n/a
<b>TOTAL - OTHER FINANCING SOURCES</b>		11,716	0	11,716	11,716		0	100.00%
Excess (deficiency) of revenues over expenses	220				(1,076)			
<b>HOSPITAL REVENUES</b>	<b>221</b>							
GRT - Special/Local Hospital	221	0	0	0	0		0	n/a

SPECIAL REVENUES - COUNTY FUNDS - QUARTERLY REPORT

SPECIAL REVENUES - RESOURCES	Fund	BUDGET			ACTUALS	Encumbrances (expend line only)	Budget Balance	Budget Variance%
		Approved Budget	Resolutions Adj. Budget	Adjusted Budget	Year to Date Total			
GRT - Hospital Emergency	221	0	0	0	0		0	n/a
GRT - County Health Care	221	0	0	0	0		0	n/a
Miscellaneous	221	3953810	373151.56	4,326,962	4510689.5		189,728	104.38%
<b>TOTAL Revenues</b>		<b>3,953,810</b>	<b>373,152</b>	<b>4,326,962</b>	<b>4,516,690</b>		<b>189,728</b>	<b>104.38%</b>
<b>EXPENDITURES</b>	221	3276328	3150000	6,426,328	2825997.09	203560	3,396,751	43.98%
OTHER FINANCING SOURCES		0	2600000		2600000			
Transfers In	221	0	2600000	2,600,000	2600000		0	100.00%
Transfers (Out)	221	0	-2600000	(2,600,000)	-2600000		0	100.00%
<b>TOTAL - OTHER FINANCING SOURCES</b>		<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>		<b>0</b>	<b>n/a</b>
Excess (deficiency) of revenues over expen	221				1,690,692			
<b>COUNTY FIRE PROTECTION REVENUES</b>	<b>222</b>							
GRT - Fire Excise Tax (1/4 or 1/8 cent)	222	0	0	0	0		0	n/a
Miscellaneous	222	0	0	0	0		0	n/a
<b>TOTAL Revenues</b>		<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>		<b>0</b>	<b>n/a</b>
<b>EXPENDITURES</b>	222	0	0	0	0	0	0	n/a
OTHER FINANCING SOURCES								
Transfers In	222	0	0	0	0		0	n/a
Transfers (Out)	222	0	0	0	0		0	n/a
<b>TOTAL - OTHER FINANCING SOURCES</b>		<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>		<b>0</b>	<b>n/a</b>
Excess (deficiency) of revenues over expen	222				0			
<b>DWI REVENUES</b>	<b>223</b>							
State - Formula Distribution (DFA)	223	0	0	0	0		0	n/a
State - Local Grant (DFA)	223	0	0	0	0		0	n/a
State Other	223	0	0	0	0		0	n/a
Federal Grants	223	0	0	0	0		0	n/a
Miscellaneous	223	0	0	0	0		0	n/a
<b>TOTAL Revenues</b>		<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>		<b>0</b>	<b>n/a</b>
<b>EXPENDITURES</b>	223	0	0	0	0	0	0	n/a
OTHER FINANCING SOURCES								
Transfers In	223	0	0	0	0		0	n/a
Transfers (Out)	223	0	0	0	0		0	n/a
<b>TOTAL - OTHER FINANCING SOURCES</b>		<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>		<b>0</b>	<b>n/a</b>
Excess (deficiency) of revenues over expen	223				0			
<b>CLERKS RECORDING AND FILING FU REVENUES</b>	<b>225</b>							
Clerk Equipment Fees	225	48000	0	48,000	50117		2,117	104.41%
Miscellaneous	225	350	0	350	447.55		98	127.87%
<b>TOTAL Revenues</b>		<b>48,350</b>	<b>0</b>	<b>48,350</b>	<b>50,565</b>		<b>2,215</b>	<b>104.58%</b>
<b>EXPENDITURES</b>	225	189864	0	189,864	31018.09	0	158,846	16.34%
OTHER FINANCING SOURCES								
Transfers In	225	0	0	0	0		0	n/a
Transfers (Out)	225	0	0	0	0		0	n/a
<b>TOTAL - OTHER FINANCING SOURCES</b>		<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>		<b>0</b>	<b>n/a</b>
Excess (deficiency) of revenues over expen	225				19,546			
<b>JAIL DETENTION REVENUES</b>	<b>226</b>							
GRT - County Correctional Dedication	226	0	0	0	0		0	n/a
Care of Prisoners	226	292000	277873.67	569,874	567560.36		(2,313)	99.59%

SPECIAL REVENUES - COUNTY FUNDS - QUARTERLY REPORT

SPECIAL REVENUES - RESOURCES	Fund	BUDGET			ACTUALS		Budget Balance	Budget Variance%
		Approved Budget	Resolutions Adj. Budget	Adjusted Budget	Year to Date Total	Encumbrances (expend line only)		
Work Release	226	0	0	0	0		0	n/a
State - Care of Prisoners	226	100000	0	100,000	93559.97		(6,440)	93.56%
Federal - Care of Prisoners	226	0	0	0	0		0	n/a
Miscellaneous	226	130200	5991.05	136,191	136009.05		(182)	99.87%
<b>TOTAL Revenues</b>		<b>522,200</b>	<b>283,865</b>	<b>806,065</b>	<b>797,129</b>		<b>(8,935)</b>	<b>98.89%</b>
<b>EXPENDITURES</b>	226	3360459	0	3,360,459	2821851.2	0	438,608	86.95%
<b>OTHER FINANCING SOURCES</b>								
Transfers In	226	2396518	0	2,396,518	2258030.14		(138,488)	94.22%
Transfers (Out)	226	0	-3451	(3,451)	-3500		(49)	101.42%
<b>TOTAL - OTHER FINANCING SOURCES</b>		<b>2,396,518</b>	<b>(3,451)</b>	<b>2,393,067</b>	<b>2,254,530</b>		<b>(138,537)</b>	<b>94.21%</b>
Excess (deficiency) of revenues over expen	226				129,808			
<b>OTHER - SPECIAL</b>	<b>299</b>							
REVENUES	299	1,466,322	2,319,460	3,785,782	3,752,573		(33,209)	99.12%
EXPENDITURES	299	1,242,997	20,345	1,263,342	269,103	0	994,240	21.30%
<b>TOTAL - OTHER FINANCING SOURCES</b>	<b>299</b>	<b>(441,722)</b>	<b>4,000</b>	<b>(437,722)</b>	<b>78,885</b>		<b>516,607</b>	<b>(18.02%)</b>
Excess (deficiency) of revenues over expen	299				3,562,356			

OTHER MISC. (FUND 299) DETAIL LIST

SPECIAL REVENUES	BUDGET			ACTUALS			
	Approved Budget	Resolutions Adj. Budget	Adjusted Budget	Year to Date Total	Encumbrances (expend line only)	Budget Balance	Budget Variance %
<b>JUVENILE FUND</b>							
REVENUES	113000	111	113,111	78700.31		(34,411)	69.58%
EXPENDITURES	211000	4111	215,111	165271.65	0	49,839	76.83%
<b>OTHER FINANCING SOURCES</b>							
Transfers In	90314	4000	94,314	78885.4		(15,429)	83.64%
Transfers (Out)	0	0	0	0		0	n/a
<b>TOTAL - OTHER FINANCING SOURCES</b>	<b>90,314</b>	<b>4,000</b>	<b>94,314</b>	<b>78,885</b>		<b>(15,429)</b>	<b>83.64%</b>
Excess (deficiency) of revenues over expenditures				(7,686)			
<b>DISASTER RELIEF FUND</b>							
REVENUES	1331792	2303114.45	3,634,906	3636108.22		1,202	100.03%
EXPENDITURES	1010467	0	1,010,467	68066.53	0	944,400	6.54%
<b>OTHER FINANCING SOURCES</b>							
Transfers In	0	0	0	0		0	n/a
Transfers (Out)	-532036	0	(532,036)	0		532,036	0.00%
<b>TOTAL - OTHER FINANCING SOURCES</b>	<b>(532,036)</b>	<b>0</b>	<b>(532,036)</b>	<b>0</b>		<b>532,036</b>	<b>0.00%</b>
Excess (deficiency) of revenues over expenditures				3,570,042			
<b>FIREFIGHTING/STRIKE</b>							
REVENUES	21530	16234.39	37,764	37764.39		0	100.00%
EXPENDITURES	21530	16234.39	37,764	37764.39	0	0	100.00%
<b>OTHER FINANCING SOURCES</b>							
Transfers In	0	0	0	0		0	n/a
Transfers (Out)	0	0	0	0		0	n/a
<b>TOTAL - OTHER FINANCING SOURCES</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>		<b>0</b>	<b>n/a</b>
Excess (deficiency) of revenues over expenditures				0			
<b>DEER PARK VALLEY SP ASSESSMENT</b>							
REVENUES	0	0	0	0		0	n/a
EXPENDITURES	0	0	0	0	0	0	n/a
<b>OTHER FINANCING SOURCES</b>							
Transfers In	0	0	0	0		0	n/a
Transfers (Out)	0	0	0	0		0	n/a
<b>TOTAL - OTHER FINANCING SOURCES</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>		<b>0</b>	<b>n/a</b>
Excess (deficiency) of revenues over expenditures				0			
<b>(enter fund name here)</b>							
REVENUES	0	0	0	0		0	n/a
EXPENDITURES	0	0	0	0	0	0	n/a
<b>OTHER FINANCING SOURCES</b>							
Transfers In	0	0	0	0		0	n/a
Transfers (Out)	0	0	0	0		0	n/a
<b>TOTAL - OTHER FINANCING SOURCES</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>		<b>0</b>	<b>n/a</b>
Excess (deficiency) of revenues over expenditures				0			
<b>(enter fund name here)</b>							
REVENUES	0	0	0	0		0	n/a
EXPENDITURES	0	0	0	0	0	0	n/a
<b>OTHER FINANCING SOURCES</b>							
Transfers In	0	0	0	0		0	n/a
Transfers (Out)	0	0	0	0		0	n/a
<b>TOTAL - OTHER FINANCING SOURCES</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>		<b>0</b>	<b>n/a</b>
Excess (deficiency) of revenues over expenditures				0			
<b>(enter fund name here)</b>							
REVENUES	0	0	0	0		0	n/a
EXPENDITURES	0	0	0	0	0	0	n/a
<b>OTHER FINANCING SOURCES</b>							
Transfers In	0	0	0	0		0	n/a
Transfers (Out)	0	0	0	0		0	n/a
<b>TOTAL - OTHER FINANCING SOURCES</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>		<b>0</b>	<b>n/a</b>
Excess (deficiency) of revenues over expenditures				0			

OTHER MISC. (FUND 299) DETAIL LIST

SPECIAL REVENUES	BUDGET			ACTUALS			
	Approved Budget	Resolutions Adj. Budget	Adjusted Budget	Year to Date Total	Encumbrances (expend line only)	Budget Balance	Budget Variance %
(enter fund name here)							
REVENUES	0	0	0	0		0	n/a
EXPENDITURES	0	0	0	0	0	0	n/a
OTHER FINANCING SOURCES							
Transfers In	0	0	0	0		0	n/a
Transfers (Out)	0	0	0	0		0	n/a
TOTAL - OTHER FINANCING SOURCES	0	0	0	0		0	n/a
Excess (deficiency) of revenues over expenditures				0			
(enter fund name here)							
REVENUES	0	0	0	0		0	n/a
EXPENDITURES	0	0	0	0	0	0	n/a
OTHER FINANCING SOURCES							
Transfers In	0	0	0	0		0	n/a
Transfers (Out)	0	0	0	0		0	n/a
TOTAL - OTHER FINANCING SOURCES	0	0	0	0		0	n/a
Excess (deficiency) of revenues over expenditures				0			
(enter fund name here)							
REVENUES	0	0	0	0		0	n/a
EXPENDITURES	0	0	0	0	0	0	n/a
OTHER FINANCING SOURCES							
Transfers In	0	0	0	0		0	n/a
Transfers (Out)	0	0	0	0		0	n/a
TOTAL - OTHER FINANCING SOURCES	0	0	0	0		0	n/a
Excess (deficiency) of revenues over expenditures				0			
(enter fund name here)							
REVENUES	0	0	0	0		0	n/a
EXPENDITURES	0	0	0	0	0	0	n/a
OTHER FINANCING SOURCES							
Transfers In	0	0	0	0		0	n/a
Transfers (Out)	0	0	0	0		0	n/a
TOTAL - OTHER FINANCING SOURCES	0	0	0	0		0	n/a
Excess (deficiency) of revenues over expenditures				0			
(enter fund name here)							
REVENUES	0	0	0	0		0	n/a
EXPENDITURES	0	0	0	0	0	0	n/a
OTHER FINANCING SOURCES							
Transfers In	0	0	0	0		0	n/a
Transfers (Out)	0	0	0	0		0	n/a
TOTAL - OTHER FINANCING SOURCES	0	0	0	0		0	n/a
Excess (deficiency) of revenues over expenditures				0			
(enter fund name here)							
REVENUES	0	0	0	0		0	n/a
EXPENDITURES	0	0	0	0	0	0	n/a
OTHER FINANCING SOURCES							
Transfers In	0	0	0	0		0	n/a
Transfers (Out)	0	0	0	0		0	n/a
TOTAL - OTHER FINANCING SOURCES	0	0	0	0		0	n/a
Excess (deficiency) of revenues over expenditures				0			
(enter fund name here)							
REVENUES	0	0	0	0		0	n/a
EXPENDITURES	0	0	0	0	0	0	n/a
OTHER FINANCING SOURCES							
Transfers In	0	0	0	0		0	n/a
Transfers (Out)	0	0	0	0		0	n/a
TOTAL - OTHER FINANCING SOURCES	0	0	0	0		0	n/a
Excess (deficiency) of revenues over expenditures				0			

OTHER MISC. (FUND 299) DETAIL LIST

SPECIAL REVENUES	BUDGET			ACTUALS			
	Approved Budget	Resolutions Adj. Budget	Adjusted Budget	Year to Date Total	Encumbrances (expend line only)	Budget Balance	Budget Variance %
(enter fund name here)							
REVENUES	0	0	0	0		0	n/a
EXPENDITURES	0	0	0	0	0	0	n/a
OTHER FINANCING SOURCES							
Transfers In	0	0	0	0		0	n/a
Transfers (Out)	0	0	0	0		0	n/a
TOTAL - OTHER FINANCING SOURCES	0	0	0	0		0	n/a
Excess (deficiency) of revenues over expenditures				0			
(enter fund name here)							
REVENUES	0	0	0	0		0	n/a
EXPENDITURES	0	0	0	0	0	0	n/a
OTHER FINANCING SOURCES							
Transfers In	0	0	0	0		0	n/a
Transfers (Out)	0	0	0	0		0	n/a
TOTAL - OTHER FINANCING SOURCES	0	0	0	0		0	n/a
Excess (deficiency) of revenues over expenditures				0			
(enter fund name here)							
REVENUES	0	0	0	0		0	n/a
EXPENDITURES	0	0	0	0	0	0	n/a
OTHER FINANCING SOURCES							
Transfers In	0	0	0	0		0	n/a
Transfers (Out)	0	0	0	0		0	n/a
TOTAL - OTHER FINANCING SOURCES	0	0	0	0		0	n/a
Excess (deficiency) of revenues over expenditures				0			
(enter fund name here)							
REVENUES	0	0	0	0		0	n/a
EXPENDITURES	0	0	0	0	0	0	n/a
OTHER FINANCING SOURCES							
Transfers In	0	0	0	0		0	n/a
Transfers (Out)	0	0	0	0		0	n/a
TOTAL - OTHER FINANCING SOURCES	0	0	0	0		0	n/a
Excess (deficiency) of revenues over expenditures				0			
(enter fund name here)							
REVENUES	0	0	0	0		0	n/a
EXPENDITURES	0	0	0	0	0	0	n/a
OTHER FINANCING SOURCES							
Transfers In	0	0	0	0		0	n/a
Transfers (Out)	0	0	0	0		0	n/a
TOTAL - OTHER FINANCING SOURCES	0	0	0	0		0	n/a
Excess (deficiency) of revenues over expenditures				0			
(enter fund name here)							
REVENUES	0	0	0	0		0	n/a
EXPENDITURES	0	0	0	0	0	0	n/a
OTHER FINANCING SOURCES							
Transfers In	0	0	0	0		0	n/a
Transfers (Out)	0	0	0	0		0	n/a
TOTAL - OTHER FINANCING SOURCES	0	0	0	0		0	n/a
Excess (deficiency) of revenues over expenditures				0			
(enter fund name here)							
REVENUES	0	0	0	0		0	n/a
EXPENDITURES	0	0	0	0	0	0	n/a
OTHER FINANCING SOURCES							
Transfers In	0	0	0	0		0	n/a
Transfers (Out)	0	0	0	0		0	n/a
TOTAL - OTHER FINANCING SOURCES	0	0	0	0		0	n/a
Excess (deficiency) of revenues over expenditures				0			
<b>FUND 299 SUMMARY</b>							
Revenue - TOTAL	\$1,466,322	\$2,319,460	\$3,785,782	\$3,752,573		(33,209)	99.12%
Expenditures - TOTAL	\$1,242,997	\$20,345	\$1,263,342	\$269,103	\$0	994,240	21.30%
TOTAL - OTHER FINANCING SOURCES	(\$441,722)	\$4,000	(\$437,722)	\$78,885		\$516,607	(18.02%)

ROAD FUND - COUNTY

COMPARATIVE STATEMENT OF REVENUES AND EXPENDITURES	BUDGETED AMOUNTS			ACTUALS Y-T-D	ENCUMBRAN CES Y-T-D	Variance With Adjusted Budget	
	Approved Budget	Budget Adjustments	Adjusted Budget			Positive (Negative)	
						\$	%
<b>REVENUES</b>							
<b>Taxes:</b>							
Gross receipts - County	\$0	\$0	\$0	\$0		\$0	n/a
Gross Receipts - Infrastructure	\$0	\$0	\$0	\$0		\$0	n/a
Gross Receipts - Other Dedication	\$0	\$0	\$0	\$0		\$0	n/a
<b>Intergovernmental-State Shared:</b>							
Gas Tax	193000	3146.93	\$196,147	196146.93		\$0	100.00%
Motor Vehicle Registration	350000	65000	\$415,000	414612.11		(\$388)	99.91%
Grants - Federal	\$0	\$0	\$0	\$0		\$0	n/a
Grants - State	316744	0	\$316,744	256931		(\$59,813)	81.12%
Grants - Local	\$0	\$0	\$0	\$0		\$0	n/a
Federal - Bankhead Jones	\$0	\$0	\$0	\$0		\$0	n/a
Federal - Forest Reserve	10000	125526.95	\$135,527	135526.95		\$0	100.00%
<b>Legislative Appropriations</b>	\$0	\$0	\$0	\$0		\$0	n/a
<b>Interest Income</b>	\$0	\$0	\$0	\$0		\$0	n/a
<b>Investment Income</b>	\$0	\$0	\$0	\$0		\$0	n/a
<b>Miscellaneous</b>	2200	20104.28	\$22,304	22072.38		(\$232)	98.96%
<b>TOTAL ROAD FUND REVENUES</b>	<b>\$871,944</b>	<b>\$213,778</b>	<b>\$1,085,722</b>	<b>\$1,025,289</b>		<b>(\$60,433)</b>	<b>94.43%</b>
<b>EXPENDITURES</b>							
<b>Current:</b>							
General Government	3035630	232787	\$3,268,417	2544182.15	906.75	\$723,329	77.84%
Public Works	\$0	\$0	\$0	\$0	\$0	\$0	n/a
Capital Outlay	\$0	\$0	\$0	\$0	\$0	\$0	n/a
<b>Debt Service:</b>							
Principal	\$0	\$0	\$0	\$0	\$0	\$0	n/a
Interest	\$0	\$0	\$0	\$0	\$0	\$0	n/a
<b>TOTAL ROAD FUND EXPENDITURES</b>	<b>\$3,035,630</b>	<b>\$232,787</b>	<b>\$3,268,417</b>	<b>\$2,544,182</b>	<b>\$906</b>	<b>\$723,329</b>	<b>77.84%</b>
<b>OTHER FINANCING SOURCES</b>							
Transfers In	2114741	252186	\$2,366,927	1785612.39		(\$581,315)	75.44%
Transfers (Out)	0	0	\$0	0		\$0	n/a
<b>TOTAL - OTHER FINANCING SOURCES</b>	<b>\$2,114,741</b>	<b>\$252,186</b>	<b>\$2,366,927</b>	<b>\$1,785,612</b>		<b>(\$581,315)</b>	<b>75.44%</b>
<b>Excess (deficiency) of revenues over expenditures</b>				<b>\$266,720</b>			

**CAPITAL PROJECTS**

COMPARATIVE STATEMENT OF REVENUES AND EXPENDITURES	BUDGETED AMOUNTS			ACTUALS Y-T-D	ENCUMBRANCES Y-T-D	Variance With Adjusted Budget	
	Approved Budget	Budget Adjustments	Adjusted Budget			Positive (Negative)	
						\$	%
<b>REVENUES</b>							
GRT- Dedication	\$0	\$0	\$0	\$0		\$0	n/a
GRT- Infrastructure	\$0	\$0	\$0	\$0		\$0	n/a
Bond Proceeds	\$0	\$0	\$0	\$0		\$0	n/a
State Grants	\$0	\$0	\$0	\$0		\$0	n/a
CDBG funding	500000	0	\$500,000	140965.33		(\$359,035)	28.19%
State Grants	\$0	\$0	\$0	\$0		\$0	n/a
Federal Grants (other)	\$0	\$0	\$0	\$0		\$0	n/a
Legislative Appropriations	547400	330810	\$878,210	50000		(\$828,210)	5.69%
Investment Income	\$0	\$0	\$0	\$0		\$0	n/a
Miscellaneous	\$0	\$0	\$0	\$0		\$0	n/a
<b>TOTAL CAPITAL PROJECTS REVENUES</b>	<b>\$1,047,400</b>	<b>\$330,810</b>	<b>\$1,378,210</b>	<b>\$190,965</b>		<b>(\$1,187,245)</b>	<b>13.86%</b>
<b>EXPENDITURES</b>							
Parks/Recreation	\$0	\$0	\$0	\$0	\$0	\$0	n/a
Housing	\$0	\$0	\$0	\$0	\$0	\$0	n/a
Equipment & Buildings	1343775	382703	\$1,726,478	839182.82	379461.43	\$507,824	48.61%
Facilities	\$0	\$0	\$0	\$0	\$0	\$0	n/a
Transit	\$0	\$0	\$0	\$0	\$0	\$0	n/a
Utilities	\$0	\$0	\$0	\$0	\$0	\$0	n/a
Airports	\$0	\$0	\$0	\$0	\$0	\$0	n/a
Infrastructure	\$0	\$0	\$0	\$0	\$0	\$0	n/a
Debt Service Payments (P&I)-GO Bonds	\$0	\$0	\$0	\$0	\$0	\$0	n/a
Debt Service Payments (P&I)-Rev. Bonds	\$0	\$0	\$0	\$0	\$0	\$0	n/a
Other	\$0	\$0	\$0	\$0	\$0	\$0	n/a
<b>TOTAL CAPITAL PROJECTS EXPENDITURES</b>	<b>\$1,343,775</b>	<b>\$382,703</b>	<b>\$1,726,478</b>	<b>\$839,193</b>	<b>\$379,461</b>	<b>\$507,824</b>	<b>48.61%</b>
<b>OTHER FINANCING SOURCES</b>							
Transfers In	323394	216986.53	\$539,381	316383.02		(\$222,998)	58.66%
Transfers (Out)	-267390	-36583	(\$303,973)	-22002.49		\$281,971	7.24%
<b>TOTAL - OTHER FINANCING SOURCES</b>	<b>\$56,004</b>	<b>\$179,404</b>	<b>\$235,408</b>	<b>\$294,381</b>		<b>\$58,973</b>	<b>125.05%</b>
<b>Excess (deficiency) of revenues over expenditures</b>				<b>(\$353,847)</b>			

**DEBT SERVICE**

COMPARATIVE STATEMENT OF REVENUES AND EXPENDITURES	BUDGETED AMOUNTS			ACTUALS Y-T-D	ENCUMBRAN CES Y-T-D	Variance With Adjusted Budget Positive (Negative)	
	Approved Budget	Budget Adjustments	Adjusted Budget			\$	%
<b>GENERAL OBLIGATION BONDS [FUND 401]</b>							
REVENUES:							
General Obligation - (Property tax)	\$0	\$0	\$0	\$0		\$0	n/a
Investment Income	\$0	\$0	\$0	\$0		\$0	n/a
Other - Misc	\$0	\$0	\$0	\$0		\$0	n/a
<b>TOTAL REVENUES</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>		<b>\$0</b>	<b>n/a</b>
EXPENDITURES							
General Obligation - Principal	\$0	\$0	\$0	\$0	\$0	\$0	n/a
General Obligation - Interest	\$0	\$0	\$0	\$0	\$0	\$0	n/a
Other Costs (Fiscal Agent Fees/Other Fees/Misc)	\$0	\$0	\$0	\$0	\$0	\$0	n/a
<b>TOTAL EXPENDITURES</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>	<b>n/a</b>
OTHER FINANCING SOURCES							
Transfers In	\$0	\$0	\$0	\$0		\$0	n/a
Transfers (Out)	\$0	\$0	\$0	\$0		\$0	n/a
<b>TOTAL - OTHER FINANCING SOURCES</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>		<b>\$0</b>	<b>n/a</b>
Excess (deficiency) of revenues over expenditures [401]				\$0			
<b>REVENUE BONDS [FUND 402]</b>							
REVENUES:							
Bond Proceeds	\$0	\$0	\$0	\$0		\$0	n/a
Revenue Bonds - GRT	645000	0	\$645,000	658169.84		(\$13,170)	102.04%
Investment Income	\$0	\$0	\$0	\$0		\$0	n/a
Revenue Bonds - Other	\$0	\$0	\$0	\$0		\$0	n/a
<b>REVENUE BOND REVENUE - TOTAL</b>	<b>\$645,000</b>	<b>\$0</b>	<b>\$645,000</b>	<b>\$658,170</b>		<b>(\$13,170)</b>	<b>102.04%</b>
EXPENDITURES							
Revenue Bonds - Principal	175000	0	\$175,000	175000	0	\$0	100.00%
Revenue Bonds - Interest	92400	0	\$92,400	92400	0	\$0	100.00%
Other Revenue Bond Payments	\$0	0	\$0	0	0	\$0	n/a
Other Costs (Fiscal Agent Fees/Other Fees/Misc)	\$0	\$0	\$0	\$0	\$0	\$0	n/a
<b>TOTAL DEBT SERVICE FUND EXPENDITURES</b>	<b>\$267,400</b>	<b>\$0</b>	<b>\$267,400</b>	<b>\$267,400</b>	<b>\$0</b>	<b>\$0</b>	<b>100.00%</b>
OTHER FINANCING SOURCES							
Transfers In	0	0	\$0	0		\$0	n/a
Transfers (Out)	-377600	0	(\$377,600)	-390769.84		(\$13,170)	103.49%
<b>TOTAL - OTHER FINANCING SOURCES</b>	<b>(\$377,600)</b>	<b>\$0</b>	<b>(\$377,600)</b>	<b>(\$390,770)</b>		<b>(\$13,170)</b>	<b>103.49%</b>
Excess (deficiency) of revenues over expenditures [402]				\$0			
<b>OTHER DEBT SERVICE [FUND 403]</b>							
REVENUES:							
Investment Income	3734	217.36	\$3,951	1327.71		(\$2,624)	33.60%
Loan Revenue	172390	2348.78	\$174,739	150885.08		(\$23,854)	86.35%
<b>OTHER DEBT SERVICE REVENUE - TOTAL</b>	<b>\$176,124</b>	<b>\$2,566</b>	<b>\$178,690</b>	<b>\$152,213</b>		<b>(\$26,477)</b>	<b>85.18%</b>
EXPENDITURES							
NMFA Loan Payments	272075	17.86	\$272,093	272092.54	0	\$0	100.00%
Board of Finance Loan Payments	\$0	\$0	\$0	\$0	\$0	\$0	n/a
Other Debt Service - Misc	\$0	\$0	\$0	\$0	\$0	\$0	n/a
<b>TOTAL DEBT SERVICE FUND EXPENDITURES</b>	<b>\$272,075</b>	<b>\$18</b>	<b>\$272,093</b>	<b>\$272,093</b>	<b>\$0</b>	<b>\$0</b>	<b>100.00%</b>
OTHER FINANCING SOURCES							
Transfers In	649675	17.86	\$649,693	662862.38		\$13,170	102.03%
Transfers (Out)	-512564	0	(\$512,564)	-509490.12		\$3,074	99.40%
<b>TOTAL - OTHER FINANCING SOURCES</b>	<b>\$137,111</b>	<b>\$18</b>	<b>\$137,129</b>	<b>\$153,372</b>		<b>\$16,243</b>	<b>111.85%</b>
Excess (deficiency) of revenues over expenditures [403]				\$33,493			

ENTERPRISE FUNDS

COMPARATIVE STATEMENT OF REVENUES AND EXPENDITURES	BUDGETED AMOUNTS			ACTUALS Y-T-D	ENCUMBRANCES Y-T-D	Variance With Adjusted Budget Positive (Negative)		
	Approved Budget	Budget Adjustments	Adjusted Budget			\$	%	
<b>REVENUES</b>								
<b>Water Fund</b>								
Charges for Services	0	0	\$0	0		\$0	n/a	
Interest on Investments	\$0	\$0	\$0	\$0		\$0	n/a	
Gross Receipts - dedicated	\$0	\$0	\$0	\$0		\$0	n/a	
Grants - Federal	\$0	\$0	\$0	\$0		\$0	n/a	
Grants - State	\$0	\$0	\$0	\$0		\$0	n/a	
Legislative Appropriation	\$0	\$0	\$0	\$0		\$0	n/a	
Other	\$0	\$0	\$0	\$0		\$0	n/a	
<b>TOTAL REVENUES - Water Fund</b>	\$0	\$0	\$0	\$0		\$0	n/a	
<b>EXPENDITURES</b>								
<b>Water Fund</b>	\$0	\$0	\$0	\$0	\$0	\$0	n/a	
<b>OTHER FINANCING SOURCES</b>								
Transfers In	\$0	\$0	\$0	\$0		\$0	n/a	
Transfers (Out)	\$0	\$0	\$0	\$0		\$0	n/a	
<b>TOTAL-OTHER FINANCING SOURCES</b>	\$0	\$0	\$0	\$0		\$0	n/a	
Excess (deficiency) of revenues over expenditures				\$0				
<b>REVENUES</b>								
<b>Solid Waste</b>								
Charges for Services	\$0	\$0	\$0	\$0		\$0	n/a	
Interest on Investments	\$0	\$0	\$0	\$0		\$0	n/a	
Gross Receipts - dedicated	\$0	\$0	\$0	\$0		\$0	n/a	
Grants - Federal	\$0	\$0	\$0	\$0		\$0	n/a	
Grants - State	\$0	\$0	\$0	\$0		\$0	n/a	
Legislative Appropriation	\$0	\$0	\$0	\$0		\$0	n/a	
Other	\$0	\$0	\$0	\$0		\$0	n/a	
<b>TOTAL REVENUES - Solid Waste Fund</b>	\$0	\$0	\$0	\$0		\$0	n/a	
<b>EXPENDITURES</b>								
<b>Solid Waste</b>	\$0	\$0	\$0	\$0	\$0	\$0	n/a	
<b>OTHER FINANCING SOURCES</b>								
Transfers In	\$0	\$0	\$0	\$0		\$0	n/a	
Transfers (Out)	\$0	\$0	\$0	\$0		\$0	n/a	
<b>TOTAL-OTHER FINANCING SOURCES</b>	\$0	\$0	\$0	\$0		\$0	n/a	
Excess (deficiency) of revenues over expenditures				\$0				
<b>REVENUES</b>								
<b>Waste Water</b>								
Charges for Services	\$0	\$0	\$0	\$0		\$0	n/a	
Interest on Investments	\$0	\$0	\$0	\$0		\$0	n/a	
Gross Receipts - dedicated	\$0	\$0	\$0	\$0		\$0	n/a	
Grants - Federal	\$0	\$0	\$0	\$0		\$0	n/a	
Grants - State	\$0	\$0	\$0	\$0		\$0	n/a	
Legislative Appropriation	\$0	\$0	\$0	\$0		\$0	n/a	
Other	\$0	\$0	\$0	\$0		\$0	n/a	
<b>TOTAL REVENUES - Waste Water Fund</b>	\$0	\$0	\$0	\$0		\$0	n/a	
<b>EXPENDITURES</b>								
<b>Waste Water</b>	\$0	\$0	\$0	\$0	\$0	\$0	n/a	
<b>OTHER FINANCING SOURCES</b>								
Transfers In	\$0	\$0	\$0	\$0		\$0	n/a	
Transfers (Out)	\$0	\$0	\$0	\$0		\$0	n/a	
<b>TOTAL-OTHER FINANCING SOURCES</b>	\$0	\$0	\$0	\$0		\$0	n/a	
Excess (deficiency) of revenues over expenditures				\$0				

**ENTERPRISE FUNDS**

COMPARATIVE STATEMENT OF REVENUES AND EXPENDITURES	BUDGETED AMOUNTS			ACTUALS Y-T-D	ENCUMBRANCES Y-T-D	Variance With Adjusted Budget Positive (Negative)		
	Approved Budget	Budget Adjustments	Adjusted Budget			\$	%	
<b>REVENUES</b>								
<b>Airport</b>								
Charges for Services	\$0	\$0	\$0	\$0		\$0	n/a	
Interest on Investments	\$0	\$0	\$0	\$0		\$0	n/a	
Gross Receipts - dedicated	\$0	\$0	\$0	\$0		\$0	n/a	
Grants - Federal	\$0	\$0	\$0	\$0		\$0	n/a	
Grants - State	\$0	\$0	\$0	\$0		\$0	n/a	
Legislative Appropriation	\$0	\$0	\$0	\$0		\$0	n/a	
Other	\$0	\$0	\$0	\$0		\$0	n/a	
<b>TOTAL REVENUES - Airport Fund</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>		<b>\$0</b>	<b>n/a</b>	
<b>EXPENDITURES</b>								
<b>Airport</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>	<b>n/a</b>	
<b>OTHER FINANCING SOURCES</b>								
Transfers In	\$0	\$0	\$0	\$0		\$0	n/a	
Transfers (Out)	\$0	\$0	\$0	\$0		\$0	n/a	
<b>TOTAL-OTHER FINANCING SOURCES</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>		<b>\$0</b>	<b>n/a</b>	
Excess (deficiency) of revenues over expenditures				\$0				
<b>REVENUES</b>								
<b>Ambulance</b>								
Charges for Services	\$0	\$0	\$0	\$0		\$0	n/a	
Interest on Investments	\$0	\$0	\$0	\$0		\$0	n/a	
Gross Receipts - dedicated	\$0	\$0	\$0	\$0		\$0	n/a	
Grants - Federal	\$0	\$0	\$0	\$0		\$0	n/a	
Grants - State	\$0	\$0	\$0	\$0		\$0	n/a	
Legislative Appropriation	\$0	\$0	\$0	\$0		\$0	n/a	
Other	\$0	\$0	\$0	\$0		\$0	n/a	
<b>TOTAL REVENUES - Ambulance Fund</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>		<b>\$0</b>	<b>n/a</b>	
<b>EXPENDITURES</b>								
<b>Ambulance</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>	<b>n/a</b>	
<b>OTHER FINANCING SOURCES</b>								
Transfers In	\$0	\$0	\$0	\$0		\$0	n/a	
Transfers (Out)	\$0	\$0	\$0	\$0		\$0	n/a	
<b>TOTAL-OTHER FINANCING SOURCES</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>		<b>\$0</b>	<b>n/a</b>	
Excess (deficiency) of revenues over expenditures				\$0				
<b>REVENUES</b>								
<b>Cemetery</b>								
Charges for Services	\$0	\$0	\$0	\$0		\$0	n/a	
Interest on Investments	\$0	\$0	\$0	\$0		\$0	n/a	
Gross Receipts - dedicated	\$0	\$0	\$0	\$0		\$0	n/a	
Grants - Federal	\$0	\$0	\$0	\$0		\$0	n/a	
Grants - State	\$0	\$0	\$0	\$0		\$0	n/a	
Legislative Appropriation	\$0	\$0	\$0	\$0		\$0	n/a	
Other	\$0	\$0	\$0	\$0		\$0	n/a	
<b>TOTAL REVENUES - Cemetery Fund</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>		<b>\$0</b>	<b>n/a</b>	
<b>EXPENDITURES</b>								
<b>Cemetery</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>	<b>n/a</b>	
<b>OTHER FINANCING SOURCES</b>								
Transfers In	\$0	\$0	\$0	\$0		\$0	n/a	
Transfers (Out)	\$0	\$0	\$0	\$0		\$0	n/a	
<b>TOTAL-OTHER FINANCING SOURCES</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>		<b>\$0</b>	<b>n/a</b>	
Excess (deficiency) of revenues over expenditures				\$0				

ENTERPRISE FUNDS

COMPARATIVE STATEMENT OF REVENUES AND EXPENDITURES	BUDGETED AMOUNTS			ACTUALS Y-T-D	ENCUMBRANCES Y-T-D	Variance With Adjusted Budget		
	Approved Budget	Budget Adjustments	Adjusted Budget				Positive (Negative)	
							\$	%
<b>REVENUES</b>								
<b>Housing</b>								
Charges for Services	\$0	\$0	\$0	\$0		\$0	n/a	
Interest on Investments	\$0	\$0	\$0	\$0		\$0	n/a	
Gross Receipts - dedicated	\$0	\$0	\$0	\$0		\$0	n/a	
Grants - Federal	\$0	\$0	\$0	\$0		\$0	n/a	
Grants - State	\$0	\$0	\$0	\$0		\$0	n/a	
Legislative Appropriation	\$0	\$0	\$0	\$0		\$0	n/a	
Other	\$0	\$0	\$0	\$0		\$0	n/a	
<b>TOTAL REVENUES - Housing Fund</b>	\$0	\$0	\$0	\$0		\$0	n/a	
<b>EXPENDITURES</b>								
<b>Housing</b>	\$0	\$0	\$0	\$0	\$0	\$0	n/a	
<b>OTHER FINANCING SOURCES</b>								
Transfers In	\$0	\$0	\$0	\$0		\$0	n/a	
Transfers (Out)	\$0	\$0	\$0	\$0		\$0	n/a	
<b>TOTAL-OTHER FINANCING SOURCES</b>	\$0	\$0	\$0	\$0		\$0	n/a	
Excess (deficiency) of revenues over expenditures				\$0				
<b>REVENUES</b>								
<b>Parking Facilities</b>								
Charges for Services	\$0	\$0	\$0	\$0		\$0	n/a	
Interest on Investments	\$0	\$0	\$0	\$0		\$0	n/a	
Gross Receipts - dedicated	\$0	\$0	\$0	\$0		\$0	n/a	
Grants - Federal	\$0	\$0	\$0	\$0		\$0	n/a	
Grants - State	\$0	\$0	\$0	\$0		\$0	n/a	
Legislative Appropriation	\$0	\$0	\$0	\$0		\$0	n/a	
Other	\$0	\$0	\$0	\$0		\$0	n/a	
<b>TOTAL REV. - Parking Facilities Fund</b>	\$0	\$0	\$0	\$0		\$0	n/a	
<b>EXPENDITURES</b>								
<b>Parking Facilities</b>	\$0	\$0	\$0	\$0	\$0	\$0	n/a	
<b>OTHER FINANCING SOURCES</b>								
Transfers In	\$0	\$0	\$0	\$0		\$0	n/a	
Transfers (Out)	\$0	\$0	\$0	\$0		\$0	n/a	
<b>TOTAL-OTHER FINANCING SOURCES</b>	\$0	\$0	\$0	\$0		\$0	n/a	
Excess (deficiency) of revenues over expenditures				\$0				
<b>REVENUES</b>								
<b>Other Enterprise (enter fund name)</b>								
Charges for Services	\$0	\$0	\$0	\$0		\$0	n/a	
Interest on Investments	\$0	\$0	\$0	\$0		\$0	n/a	
Gross Receipts - dedicated	\$0	\$0	\$0	\$0		\$0	n/a	
Grants - Federal	\$0	\$0	\$0	\$0		\$0	n/a	
Grants - State	\$0	\$0	\$0	\$0		\$0	n/a	
Legislative Appropriation	\$0	\$0	\$0	\$0		\$0	n/a	
Other	\$0	\$0	\$0	\$0		\$0	n/a	
<b>TOTAL REV. - Other Enterprise Fund</b>	\$0	\$0	\$0	\$0		\$0	n/a	
<b>EXPENDITURES</b>								
<b>Other Enterprise Fund</b>	\$0	\$0	\$0	\$0	\$0	\$0	n/a	
<b>OTHER FINANCING SOURCES</b>								
Transfers In	\$0	\$0	\$0	\$0		\$0	n/a	
Transfers (Out)	\$0	\$0	\$0	\$0		\$0	n/a	
<b>TOTAL-OTHER FINANCING SOURCES</b>	\$0	\$0	\$0	\$0		\$0	n/a	
Excess (deficiency) of revenues over expenditures				\$0				

**ENTERPRISE FUNDS**

COMPARATIVE STATEMENT OF REVENUES AND EXPENDITURES	BUDGETED AMOUNTS			ACTUALS Y-T-D	ENCUMBRANCES Y-T-D	Variance With Adjusted Budget Positive (Negative)	
	Approved Budget	Budget Adjustments	Adjusted Budget			\$	%
<b>REVENUES</b>							
<b>Other Enterprise (enter fund name)</b>							
Charges for Services	\$0	\$0	\$0	\$0		\$0	n/a
Interest on Investments	\$0	\$0	\$0	\$0		\$0	n/a
Gross Receipts - dedicated	\$0	\$0	\$0	\$0		\$0	n/a
Grants - Federal	\$0	\$0	\$0	\$0		\$0	n/a
Grants - State	\$0	\$0	\$0	\$0		\$0	n/a
Legislative Appropriation	\$0	\$0	\$0	\$0		\$0	n/a
Other	\$0	\$0	\$0	\$0		\$0	n/a
<b>TOTAL REV. - Other Enterprise Fund</b>	\$0	\$0	\$0	\$0		\$0	n/a
<b>EXPENDITURES</b>							
<b>Other Enterprise Fund</b>	0	0	\$0	0	\$0	\$0	n/a
<b>OTHER FINANCING SOURCES</b>							
Transfers In	\$0	\$0	\$0	\$0		\$0	n/a
Transfers (Out)	\$0	\$0	\$0	\$0		\$0	n/a
<b>TOTAL-OTHER FINANCING SOURCES</b>	\$0	\$0	\$0	\$0		\$0	n/a
<b>Excess (deficiency) of revenues over expenditures</b>				\$0			
<b>REVENUES</b>							
<b>Other Enterprise (enter fund name)</b>							
Charges for Services	\$0	\$0	\$0	\$0		\$0	n/a
Interest on Investments	\$0	\$0	\$0	\$0		\$0	n/a
Gross Receipts - dedicated	\$0	\$0	\$0	\$0		\$0	n/a
Grants - Federal	\$0	\$0	\$0	\$0		\$0	n/a
Grants - State	\$0	\$0	\$0	\$0		\$0	n/a
Legislative Appropriation	\$0	\$0	\$0	\$0		\$0	n/a
Other	\$0	\$0	\$0	\$0		\$0	n/a
<b>TOTAL REV. - Other Enterprise Fund</b>	\$0	\$0	\$0	\$0		\$0	n/a
<b>EXPENDITURES</b>							
<b>Other Enterprise Fund</b>	\$0	\$0	\$0	\$0	\$0	\$0	n/a
<b>OTHER FINANCING SOURCES</b>							
Transfers In	\$0	\$0	\$0	\$0		\$0	n/a
Transfers (Out)	\$0	\$0	\$0	\$0		\$0	n/a
<b>TOTAL-OTHER FINANCING SOURCES</b>	\$0	\$0	\$0	\$0		\$0	n/a
<b>Excess (deficiency) of revenues over expenditures</b>				\$0			
<b>REVENUES</b>							
<b>Other Enterprise (enter fund name)</b>							
Charges for Services	\$0	\$0	\$0	\$0		\$0	n/a
Interest on Investments	\$0	\$0	\$0	\$0		\$0	n/a
Gross Receipts - dedicated	\$0	\$0	\$0	\$0		\$0	n/a
Grants - Federal	\$0	\$0	\$0	\$0		\$0	n/a
Grants - State	\$0	\$0	\$0	\$0		\$0	n/a
Legislative Appropriation	\$0	\$0	\$0	\$0		\$0	n/a
Other	\$0	\$0	\$0	\$0		\$0	n/a
<b>TOTAL REV. - Other Enterprise Fund</b>	\$0	\$0	\$0	\$0		\$0	n/a
<b>EXPENDITURES</b>							
<b>Other Enterprise Fund</b>	\$0	\$0	\$0	\$0	\$0	\$0	n/a
<b>OTHER FINANCING SOURCES</b>							
Transfers In	\$0	\$0	\$0	\$0		\$0	n/a
Transfers (Out)	\$0	\$0	\$0	\$0		\$0	n/a
<b>TOTAL-OTHER FINANCING SOURCES</b>	\$0	\$0	\$0	\$0		\$0	n/a
<b>Excess (deficiency) of revenues over expenditures</b>				\$0			

**INTERNAL SERVICE / TRUST & AGENCY FUNDS**

COMPARATIVE STATEMENT OF REVENUES AND EXPENDITURES	BUDGETED AMOUNTS			ACTUALS Y-T-D	ENCUMBRAN CES Y-T-D	Variance With Adjusted Budget	
	Approved Budget	Budget Adjustments	Adjusted Budget			Positive (Negative)	
						\$	%
<b>INTERNAL SERVICE FUNDS [600]</b>							
REVENUES							
Charges for Services	1930	690	\$2,620	2429.39		(\$191)	92.72%
Interest on Investments	0	2.29	\$2	2.45		\$0	106.99%
Miscellaneous revenues	142540	109935.17	\$252,475	247466.23		(\$5,009)	98.02%
<b>TOTAL REVENUES</b>	<b>\$144,470</b>	<b>\$110,627</b>	<b>\$255,097</b>	<b>\$249,898</b>		<b>(\$5,199)</b>	<b>97.96%</b>
EXPENDITURES							
Operating Expenditures	1537946	33705	\$1,571,651	1127871.5	47058.6	\$396,721	71.76%
Miscellaneous	\$0	\$0	\$0	\$0	\$0	\$0	n/a
<b>TOTAL EXPENDITURES</b>	<b>\$1,537,946</b>	<b>\$33,705</b>	<b>\$1,571,651</b>	<b>\$1,127,872</b>	<b>\$47,059</b>	<b>\$396,721</b>	<b>n/a</b>
OTHER FINANCING SOURCES							
Transfers In	1358184	20192.82	\$1,378,377	846714.81		(\$531,662)	61.43%
Transfers (Out)	0	0	\$0	0		\$0	n/a
<b>TOTAL - OTHER FINANCING SOURCES</b>	<b>\$1,358,184</b>	<b>\$20,193</b>	<b>\$1,378,377</b>	<b>\$846,715</b>		<b>(\$531,662)</b>	<b>n/a</b>
Excess (deficiency) of revenues over expenditures				(\$31,259)			
<b>TRUST AND AGENCY FUNDS [700]</b>							
REVENUES							
Investments	\$0	\$0	\$0	\$0		\$0	n/a
Interest on Investments	\$0	\$0	\$0	\$0		\$0	n/a
Tax Revenues	0	0	\$0	15844161.94		\$15,844,162	n/a
Miscellaneous revenues	\$0	\$0	\$0	\$0		\$0	n/a
<b>TOTAL REVENUES</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>	<b>\$15,844,162</b>		<b>\$15,844,162</b>	<b>n/a</b>
EXPENDITURES							
General Government/Benefits	\$0	\$0	\$0	\$0	\$0	\$0	n/a
Capital Outlay	\$0	\$0	\$0	\$0	\$0	\$0	n/a
Debt Service	\$0	\$0	\$0	\$0	\$0	\$0	n/a
Miscellaneous	0	0	\$0	15848196.98	\$0	(\$15,848,197)	n/a
<b>TOTAL EXPENDITURES</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>	<b>\$15,848,197</b>	<b>\$0</b>	<b>(\$15,848,197)</b>	<b>n/a</b>
OTHER FINANCING SOURCES							
Transfers In	0	0	\$0	0		\$0	n/a
Transfers (Out)	\$0	\$0	\$0	\$0		\$0	n/a
<b>TOTAL - OTHER FINANCING SOURCES</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>		<b>\$0</b>	<b>n/a</b>
Excess (deficiency) of revenues over expenditures				(\$15,848,197)			



**MEMORANDUM OF UNDERSTANDING**  
**BETWEEN**  
**VILLAGE OF RUIDOSO AND THE**  
**COUNTY OF LINCOLN**

**MUTUAL AID FIRE AND RESCUE RESPONSE AGREEMENT**

**THIS AGREEMENT** is made and entered into by and between the Village of Ruidoso, New Mexico, (hereinafter referred to as the "Village") and the County of Lincoln, New Mexico (hereinafter referred to as "County").

**WHEREAS**, the Village and the County are at risk from fires, accidents, and other hazards that directly threaten or impact health and safety, public and private property, and the general well-being; and

**WHEREAS**, the Village is located within proximity to unincorporated community areas that maintain organized public Departments capable of providing emergency services to areas outside the jurisdictional boundaries of the Village; and

**WHEREAS**, the Village and the County desire to enter into a mutual aid fire protection agreement wherein the equipment, facilities and personnel of the Village and the County are available to each other on a requested basis for the provision of fire and emergency rescue services to these unincorporated community areas in the County.

**NOW THEREFORE** in consideration of the mutual promises, covenants and conditions contained herein, IT IS AGREED AS FOLLOWS:

1. **SCOPE OF SERVICES**

A. During the term of this agreement, the County agrees to provide upon request, such fire protection and suppression personnel and to make available such equipment or facilities as may be needed for saving lives and/or suppression of structure or wildland fires, transportation accidents, mass casualty incidents, hazardous materials incidents, natural disasters, acts of terrorism or other emergency situations requiring timely and effective emergency response. Determination will be made by the Fire Chief or his/her designated representative of the providing Department with respect to the prior need of personnel, equipment or facilities which may be required within the jurisdiction as determined. It is expressly understood and agreed by all Departments that no providing Department shall be required to use any equipment, facilities and/or personnel where such use would prevent or disrupt protection of its own area. Requests for mutual aid made pursuant to this agreement shall be made by and to respective Fire Chiefs or their designated representative(s).

B. As a condition of this agreement, the Village and County will be authorized to install each other's emergency frequencies in their radios to allow for communications when needed once they arrive at the scene. These frequencies will not be used for any other purpose than to provide emergency assistance and aid during a mutual aid response.

C. Any service performed under this agreement by any firefighter, officer, employee, volunteer of any party to this agreement constitutes services rendered in the line of duty in such office, employment or volunteer service.

## 2. DIRECTION AND CONTROL

The requesting Department shall be under the direction and control of its own Fire Chief or designated leader. The Department will remain intact as a unit, responsible for its own equipment and personnel throughout the incident. The Fire Chief or designated leader will report to the command post of the Incident Commander of the requesting Department and will make him/herself, **personnel** and volunteers for which they are responsible available for service. The Incident Commander will assume direction and control of the unit in whole and will give that unit an assignment. The Incident Command shall be ~~the Fire Chief or designee of the~~ **designated by the** Department requesting assistance.

Notwithstanding any provision to the contrary herein, the ~~Incident Commander or Fire Chief~~ **Officer** in charge of the responding Department may withdraw his/her Department personnel and/or equipment at any time deemed appropriate with circumstances at any incident are such that Department personnel and/or equipment are subject to unnecessary risk, or when conditions are beyond the expertise of the responding Department.

## 3. APPARATUS AND EQUIPMENT

The condition of the equipment must be the sole responsibility of the Department to which it belongs. Equipment and personnel required to operate or conduct operations will be used only for fire protection or associated emergency response activities.

## 4. DISPATCH

The level of assistance provided by any Department shall be officially dispatched through a certified Public Safety Answering Point (PSAP) for the official time of record of such incident. The certified PSAP shall work to ensure that any requested response is dispatched in a timely and efficient manner, with full disclosure of known incident information and details. ~~The Incident Commander will coordinate with responding Departments to~~ **The Department's responding Officer in charge** will ensure adequate coverage is maintained within the Department's jurisdiction.

## 5. TERMS OF THE MOU

No party to this agreement shall be entitled to any reimbursement for all or part of the costs incurred by such party in furnishing fire protection or other emergency services.

**It is further agreed that during any mutual training exercises, each Department shall take full and complete responsibility, including all financial responsibility for each Department's personnel or equipment used in mutual training exercises. Each Department**

**shall care for, and if necessary, replace any equipment which requires attention both during or as a result of any mutual training exercises.**

The terms of this agreement shall be indefinite with either party having the right to terminate said agreement upon thirty (30) days written notice to the Village and County.

This agreement shall become effective upon the date of the signing of the last party that signs hereto and shall continue in effect until termination by either party upon thirty (30) days written notice to the Village and the County to:

Lincoln County Manager  
P.O. Box 711  
Carrizozo, NM 88301

Village of Ruidoso Manager  
313 Cree Meadows Drive  
Ruidoso, NM 88345

**6. COMPLIANCE WITH ALL APPLICABLE LAWS**

The Village and County shall observe and comply with all federal, state and local laws, rules, ordinances and regulations affecting the conduct of services provided in the performance of all obligations undertaken by this agreement.

**7. LIABILITY**

A. The Village and County agree that each shall be responsible for their own actions and those of each entity's members while responding to any situation dispatched in reference to the scope of this agreement.

B. It is expressly understood and agreed by the Village and County that neither shall be held liable for the actions of the other entities or any of the members of the entities while in any manner furnishing services hereunder. The entities do hereby waive all claims against each other for any loss, damage, personal injury, or death arising from the performance of this agreement.

C. By entering into this MOU, the parties and their Apublic employees,@ as defined in the New Mexico Tort Claims Act, *supra*, do not waive sovereign immunity, do not waive any defenses and do not waive any limitations of liability pursuant to law. No provision in this MOU modifies or waives any provisions of the New Mexico Tort Claims Act, *supra*.

D. It is specifically agreed between the parties executing this MOU that it is not intended by any of the provisions or any part of this MOU to create in the public or any member thereof a third party beneficiary or to authorize anyone not a party to this MOU to maintain any suit for wrongful death, bodily or personal injury, damage to property, or any other matter whatsoever, pursuant to the provisions of this MOU.

**8. AMENDMENTS**

This Agreement is subject to subsequent modification at any time. Modifications shall become effective when a written proposal of modification is accepted, in writing, by all entities hereto.

APPROVED, PASSED AND ADOPTED this \_\_\_\_ day of \_\_\_\_\_, 201\_\_.

VILLAGE OF RUIDOSO

\_\_\_\_\_  
By:  
Its:

\_\_\_\_\_  
Date

COUNTY OF LINCOLN

\_\_\_\_\_  
By:  
Its:

\_\_\_\_\_  
Date

**CONTRACT FOR SERVICES BETWEEN  
THE COUNTY OF LINCOLN  
AND  
LINCOLN COMMUNITY CHURCH, INC.**

**THIS CONTRACT FOR SERVICES** is entered into by and between the County of Lincoln, New Mexico, hereinafter sometimes referred to as the "COUNTY," and the Lincoln Community Church, Inc., a non-profit whose address is PO Box 2, Lincoln, NM 88338.

**WITNESSETH:**

**WHEREAS**, the Board of County Commissioners of Lincoln County has determined that the Lincoln Community Church, Inc., performs worthwhile and necessary services by providing a meeting place for the Lincoln Historical Board; and

**WHEREAS**, the Lincoln Community Church, Inc., has agreed to provide space for the meetings on a monthly basis or as coordinated by the Lincoln Historical Board; and

**WHEREAS**, it is in the interest of both parties that the County of Lincoln creates this contract to acquire these services from the Lincoln Community Church, Inc.,

**NOW, THEREFORE, IN CONSIDERATION** of the mutual promises contained herein, the parties agree as follows:

1. **Purpose.** The purpose of this Agreement is to contract for services from the Lincoln Community Church, Inc., for a meeting place on a space-available basis for the Lincoln Historical Board.
2. **Consideration.** In consideration for the services to be provided hereunder, COUNTY agrees to provide the Lincoln Community Church, Inc. with an initial payment of \$300 and payments of \$25.00 per convened meeting of the Historical Board.
3. **Stipulations.** The Lincoln Community Church, Inc. agrees that it shall be responsible for the operation of the Lincoln Community Church during such meetings.
4. **Release.** The Lincoln Community Church, Inc. hereby releases, waives and discharges the County of Lincoln from all liability, for any and all losses of damages, and any claims of damages resulting therefrom, on account of personal injury or property damages resulting while operating the Lincoln Community Church, Inc. and expressly agrees that this release, waiver, and indemnity agreement is intended to be as broad and inclusive as permitted by the laws of the

State of New Mexico, and that if any portion thereof is held invalid, it is agreed that the balance shall, notwithstanding, continue in full legal force and effect.

5. **Term.** The term of this Contract for Services shall be for the state fiscal years 2016-2017 and is renewable for subsequent years, for up to three (3) additional years.

6. **Modification of Agreement.** Any changes to this Contract for Services shall be in writing and agreed to and signed by both parties.

7. **Miscellaneous.**

A. Entire Agreement: This Agreement constitutes the entire agreement between the County of Lincoln and Lincoln Community Church, Inc., respecting the use of the Lincoln Community Church Inc.'s building, and will supersede and replace any and all prior and contemporaneous written and oral agreements, promises, representations, or conditions with respect thereto.

B. Applicable Law: This Agreement shall be construed and enforced in accordance with the laws of the State of New Mexico.

C. Binding Effect: This Agreement shall be binding upon and shall inure to the benefit of the parties hereto and their heirs, successors, assigns, and personal representatives.

D. Modification: This Agreement may be modified only by a writing duly executed by the parties.

E. Assignments: This Agreement may not be assigned or delegated by Lincoln Community Church, Inc. to a nominee, without the express written consent of The County of Lincoln. Any purported assignment and/or delegation shall not relieve Lincoln Community Church, Inc. from liability hereunder.

F. Further Documents: The parties shall, in good faith, execute such additional documents as may be necessary or appropriate to fully carry out the intent and purpose of this Agreement.

G. Remedies Upon Breach: Upon breach of this Agreement by a party, the other party hereto shall be entitled to seek and recover all damages and other remedies available to such party at law, in equity or under the terms of this Agreement, including all costs of litigation and reasonable attorneys' fees.

H. Attorney's Fees: In the event of litigation, the prevailing party shall be entitled to its reasonable attorney fees and costs incurred in litigation.

DONE this 19<sup>th</sup> day of July, 2016.

**Board of County Commissioners  
of County of Lincoln, New Mexico**

**LINCOLN COMMUNITY CHURCH  
Inc.**

By: \_\_\_\_\_  
Preston Stone  
Chair, Board of Commissioners  
County of Lincoln

By: \_\_\_\_\_  
\_\_\_\_\_  
Its \_\_\_\_\_

**Attest:**

**Attest:**

\_\_\_\_\_  
Rhonda Burrows  
Lincoln County Clerk

\_\_\_\_\_  
\_\_\_\_\_  
(Title)

**AGREEMENT**

This Agreement, entered into by and between the Southeastern New Mexico Economic Development District/COG (hereinafter known as the "District") and the County of Lincoln a member of said District (hereinafter known as the "Member") is as follows:

**I. The District agrees to provide the following services to the Member upon request and final approval of the District budget:**

- A. Undertake studies, collect data and develop regional plans and programs pertaining to such subjects as human and natural resource development, community facilities and the general improvement of living and working environments.
- B. Furnish technical and management assistance in the development of planning activities.
- C. Coordinate local planning with that of other Members of the District and the State.
- D. Assist in community and economic development, transportation and public works projects.
- E. Assist member governments with their legislative activities.
- F. Assist in the preparation of applications for funding under various state, federal and private grant programs. Contracts for administration may be entered into between Member and District if Member requires or desires District to administrate project.
- G. Provide a Comprehensive Economic Development Strategy at the direction of the Board.
- H. Engage in such other activities as are necessary to improve area development and address regional problems.

**II. The Member agrees to the following:**

- A. To remain an active member of the District.
- B. To make an annual contribution of \$ 7,000.00 to the District as recognition of active membership.

Entered into this \_\_\_\_\_ day of \_\_\_\_\_, 2016, at

\_\_\_\_\_  
New Mexico

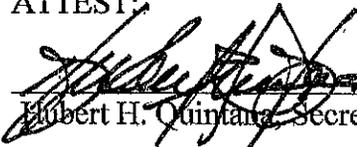
ATTEST:

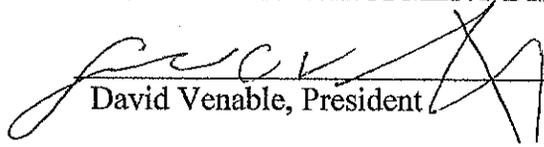
\_\_\_\_\_  
Clerk

\_\_\_\_\_  
Manager/Commission Chairman

ATTEST:

SOUTHEASTERN NEW MEXICO  
ECONOMIC DEVELOPMENT DISTRICT/COG

  
\_\_\_\_\_  
Gilbert H. Quintana, Secretary

  
\_\_\_\_\_  
David Venable, President

d

1600 SE Main, Suite D-1  
Roswell, NM 88203

**SOUTHEASTERN NEW MEXICO  
ECONOMIC DEVELOPMENT DISTRICT  
COUNCIL OF GOVERNMENTS**

Phone: (575) 624-6131  
Fax: (575) 624-6134  
www.snmedd.com

Hubert H. Quintana  
*Executive Director*

RECEIVED

July 11, 2016

JUL 11 2016

Dear SNMEDD/COG Member:

ADMINISTRATION  
LINCOLN COUNTY NM

With regard to your annual membership in the District for the 2016/2017 fiscal year, we have enclosed the following:

- I. **AGREEMENT** – required by the Department of Finance and Administration for disbursement of local funds and which conforms to state regulations. Two copies are enclosed. After the Agreement has been executed, please keep one copy and return one to our office.
- II. **RESOLUTION** – upon approval by your council or commission, it is to be signed, attached to and distributed with the attached Agreement.
- III. **2016-2017 ASSESSMENT SCHEDULE AND BUDGET FOR 2016-2017** enclosed for your information.
- IV. **WORK PROGRAM FOR STATE APPROPRIATED FUNDS** – enclosed for your information.
- V. **INVOICE** – enclosed for billing and bookkeeping purposes. Please return one copy with your check.

The most recent audit and financial statements are available upon request.

As you know, we are in the process of finalizing the SNMEDD/COG budget for the coming year and your prompt attention is greatly appreciated.

If you have any questions or require further information, please feel free to contact me. Thank you for your support and letting us serve you.

Sincerely,



Hubert H. Quintana  
Executive Director

HHQ/pm  
Enclosures

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WHEREAS, the County of Lincoln hereinafter referred to as the County, is a member of and desires the services of the Southeastern New Mexico Economic Development District/COG, and

WHEREAS, in accordance with article 58, section 4-58-1 to 4-58-6 NMSA 1978, an agreement setting forth the terms and conditions of active membership in the Southeastern New Mexico Economic Development District/COG is required, and

WHEREAS, it is the desire of the County to continue as an active member of the Southeastern New Mexico Economic Development District/COG.

NOW, THEREFORE, BE IT RESOLVED BY THE COUNTY OF LINCOLN THAT:

1. The Agreement attached to the Resolution expressed the desires and intent of the County.
2. The Agreement attached is hereby ratified and approved and the proper official(s) of the County are hereby authorized and instructed to affix their signature (s) thereto.
3. A copy of this Resolution (together with the referenced Agreement) shall be filed with the State of New Mexico, Department of Finance and Administration, Local Government Division and the Southeastern New Mexico Economic Development District/COG; and shall be made a part of the budget documentation of the County.

DONE THIS \_\_\_\_\_ day of \_\_\_\_\_, 2016 at

County of Lincoln  
New Mexico

ATTEST:

\_\_\_\_\_  
Commission Chairman

\_\_\_\_\_  
Clerk

e

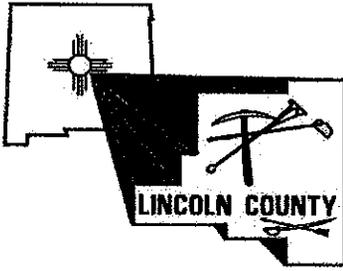
## SNMEDD APPROVED BUDGET 2016-2017

Ordinary Income/Expenses	16/17	
	Budget	Actual Preceived
<b>INCOME</b>		
Contracts & Fees Revenue	48,000	48,000
Fed. Govt	60,000	60,000
Grants	125,000	125,000
Interest Income	250	250
Member Dues	102,588.00	101,202
Reimbursement Income	500	500
State Gov Appropriation	91,586	91,588
Unbudgeted Revenue	0	0
<b>Total Income</b>	<b>427,924</b>	<b>426,540</b>
<b>EXPENSES</b>		
Advertising	1,000	1,000
Audit	17,000	17,000
Communications	12,000	12,000
Contract Services	55,000	55,000
Equip/Lelase/Repair	6,000	6,000
Equip Purchase	4,000	4,000
Fringe Benefits	55,000	55,000
Payroll Taxes/Expenses	14,000	14,000
Program Operations	50,000	50,000
Wages and Salaries	161,240	161,240
Travel	25,000	25,000
Vehicle Debt Service	6,000	6,000
Vehicle Replacement Fund	5,000	5,000
<b>Total Expense</b>	<b>411,240</b>	<b>411,240</b>

SOUTHEASTERN NEW MEXICO ECONOMIC DEVELOPMENT DISTRICT/COG

DUES STRUCTURE

MEMBER	<u>2015-2016</u>	<u>2016-2017</u> <u>CURRENT</u>
Chaves County	\$7,200	\$8,000
Eddy County	\$7,200	\$8,000
Lea County	\$7,200	\$8,000
Lincoln County	\$6,000	\$7,000
Otero County	\$7,200	\$8,000
Town of Dexter	\$750	\$1,000
Town of Hagerman	\$750	\$1,000
Town of Lake Arthur	\$500	\$1,000
City of Roswell	\$12,000	\$13,588
City of Artesia	\$2,994	\$3,450
City of Carlsbad	\$7,175	\$7,641
Village of Hope	\$500	\$1,000
Village of Loving	\$750	\$1,000
City of Eunice	\$1,000	\$1,000
City of Hobbs	\$8,024	\$10,237
City of Jal	\$1,000	\$1,000
City of Lovington	\$2,652	\$3,303
Town of Tatum	\$750	\$1,000
Village of Capitan	\$750	\$1,000
Town of Carrizozo	\$750	\$1,000
Village of Corona	\$500	\$1,000
Village of Ruidoso	\$2,155	\$2,450
City of Ruidoso Downs	\$1,000	\$1,000
City of Alamogordo	\$9,963	\$9,121
Village of Cloudcroft	\$750	\$1,000
Village of Tularosa	\$1,000	\$1,000
TOTALS:	\$90,513	\$102,790



www.lincolncountynm.gov

# County of Lincoln

P.O. Box 711 • 300 Central Ave. • Carrizozo, New Mexico 88301-0711 • (575) 648-2385

## AGENDA ITEM NO. 9

July 16, 2016

### MEMORANDUM

**TO:** County Commissioners

**FROM:** Nita Taylor, Lincoln County Manager *NT*

**SUBJECT:** Forest, Land and Natural Resources Matters

**Smokey Bear Ranger District:** Smokey Bear District Ranger Heather Noel may be in attendance to provide an update of activities in the Smokey Bear District.

- **Lincoln National Forest Plan Revision.** See **Enclosure 1** for the July Newsletter that provides short term and long term timelines, and **Enclosure 2** for comments developed and submitted by the LANRAC on behalf of the County regarding the proposed EIS for an Integrated Non-Native Invasive Plant Management Program.
- **Diamond Peak Pipeline Project on Smokey Bear Ranger District.** See **Enclosure 3** for description and update. This information has been provided to the LANRAC for review. Comments are being accepted until July 25<sup>th</sup>.
- As a result of several forest fires erupting in the Lincoln Nation Forest, the fire danger has been increased to high. Updates will be provided at Commission meeting on: the Shoemaker Fire, the Timberon Fire and the Guadle Fire.

**Cibola National Forest:** The Cibola National Forest is on scheduled to release the preliminary Draft Plan between July 15<sup>th</sup> and 18<sup>th</sup>. Two public meetings are planned for the Mountainair Ranger District: one on August 2<sup>nd</sup> in Corona and the other in Mountainair on August 3<sup>rd</sup>. See **Enclosure 4** for schedule. The Cibola also implemented Stage II fire restrictions. See **Enclosure 5**.

**Community Forester: South Central Mountain RC&D.** Rick Merrick may be in attendance to provide an update of activities. See **Enclosure 6** for Agenda for June meeting and prior minutes.

**Upper Hondo Soil & Water Conservation District.** Laura Johnson may be in attendance to provide an update of activities. See **Enclosure 7** for Agenda for July meeting.

**Office of the State Engineer.** Water Rights information to be provided.

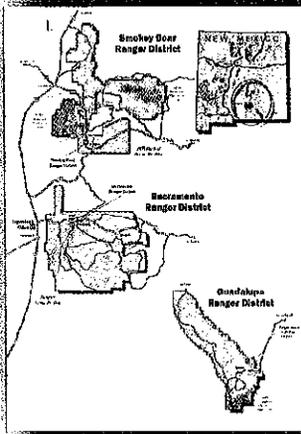
**Recommendation:** No formal action required.

County Manager's Fax  
(575) 648-4182

Finance/Purchasing Fax  
(575) 648-2381

Volume III  
July 2016

# Lincoln National Forest Plan Revision Newsletter



## Latest News

### Status and Outlook

The Lincoln National Forest's planning team is currently preparing sections of the assessment report which evaluate relevant ecological, economic, and social conditions and trends, and their sustainability. Following incorporation of public feedback and internal review of the assessment this fall, we anticipate releasing a draft assessment for public review this winter or early spring of 2017.

### Public Input

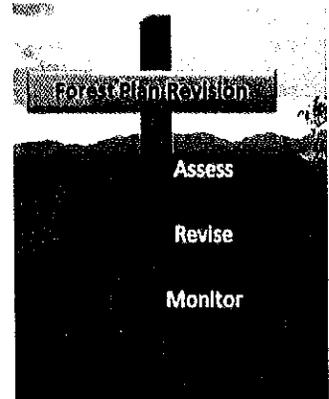
We're always interested in hearing what you think!

Your input is important for guiding the assessment and overall revision process.

The due date for submitting public input on the assessment is being extended. **Input received by July 29, 2016, will be most helpful and ensure we have sufficient time to incorporate this information in the assessment.**

Directions for submitting your input and a fillable form are available at [http://www.fs.usda.gov/Internet/FSE\\_DOCUMENTS/fseprd496028.pdf](http://www.fs.usda.gov/Internet/FSE_DOCUMENTS/fseprd496028.pdf)

Public feedback we've received so far is posted on our website at <http://>



Three phases of Forest Plan Revision: Assessment, Revision, and Monitoring/Evaluation

[www.fs.usda.gov/detail/lincoln/home/?cid=stelprd3814310](http://www.fs.usda.gov/detail/lincoln/home/?cid=stelprd3814310). We will be updating this as we receive more input.

## Plan Revision Resources: Online Video

The plan revision process, and land planning as a whole, can be complicated. To help break down the purpose and process of plan revision, we've posted a video on our website.

The video provides an overview of the Forest Service land management planning process. The second video outlines how staff will apply this



process and framework here on the Lincoln National Forest.

The video can be found at: <http://www.fs.usda.gov/detail/lincoln/landmanagement/?cid=stelprdb5176265>

## Assessment Concepts

You may ask, "Why are you preparing an assessment?" The assessment will provide relevant information for social, economic, and ecological resources and contribute to the planning process by:

1. Identifying the "need for change" in the current Forest Plan;
2. Developing plan "direction" which includes desired conditions, objectives, standards, guidelines, and suitability of lands.

Specifically, the assessment will:

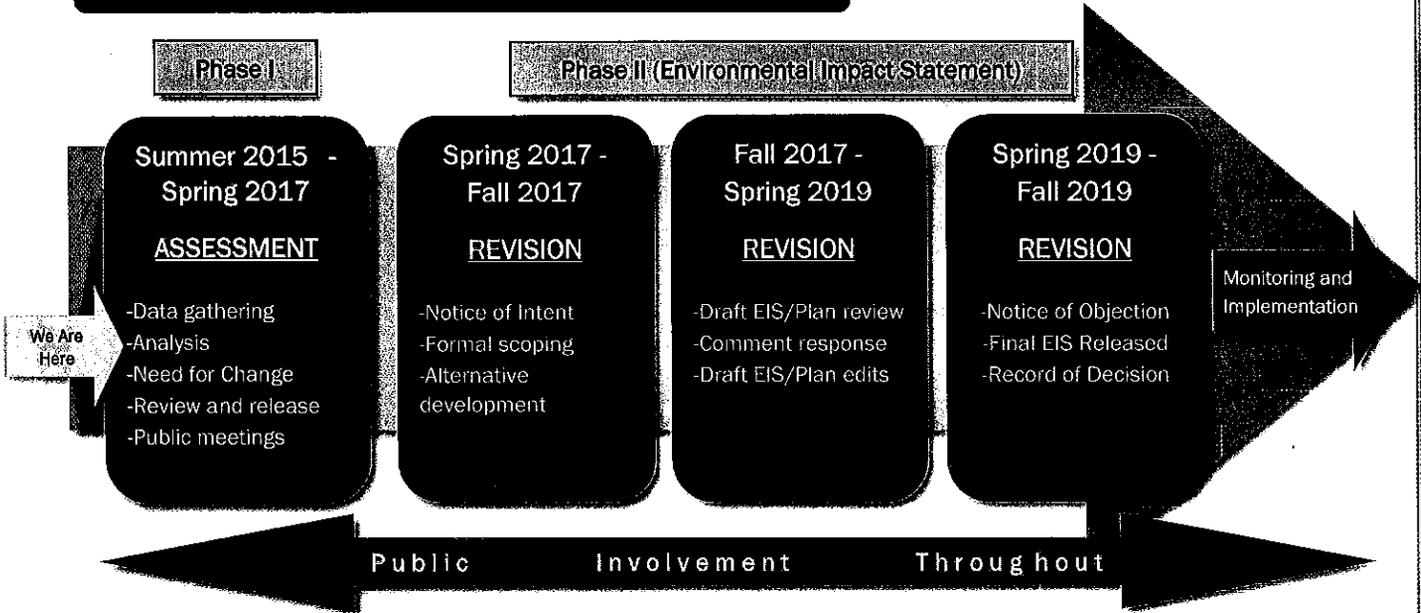
1. Identify and evaluate a

2. Build a common understanding of that information with the public and other interested parties;
3. Develop relationships with interested parties to facilitate public and government participation;
4. Develop readiness of the Forest Service and public to focus on topics appropriate to plan revision; and
5. Develop a mutual understanding of the complex topics across landscapes that are relevant to plan revision.

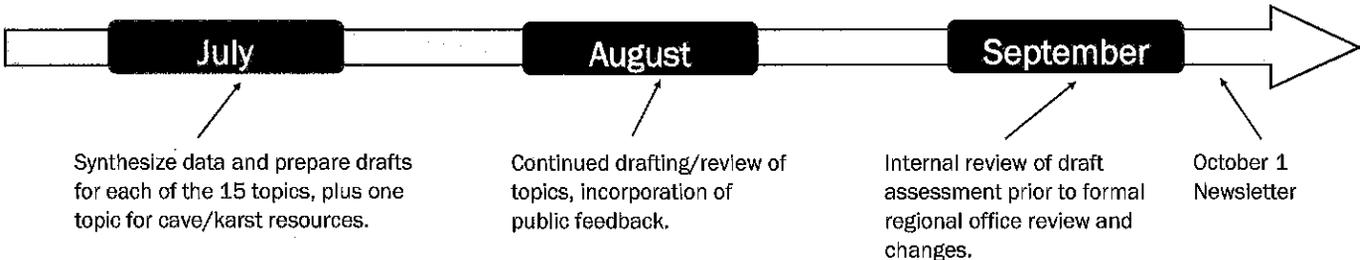
ENCL 1

# TIMELINES & CONTACT INFORMATION

## Plan Revision Timeline



## Our Timeline for the Assessment: Next 3 Months



## How Can I Participate?

Public participation may include providing input and comments, understanding the process, staying informed and more. Throughout the planning process, we will offer many different opportunities for you to get involved including formal public meetings, presentations and discussions with groups and chatting with individuals.

Public "need for change" meetings will occur this winter or early 2017 following release of the draft assessment. These meetings will be focused on sharing the assessment and identifying needs for change to the 1986 Forest Plan. Please note that while we are completing the assessment, our capacity to host or attend public meetings will be very limited. However, we encourage you to stay informed and contact us at any time by:

1. Signing up to our mailing list.
2. Emailing us at: [Inf\\_fpr\\_comments@fs.fed.us](mailto:Inf_fpr_comments@fs.fed.us)
3. Calling us at (575) 434-7200.

## CONTACT INFORMATION

**Our web address for Plan Revision:**

[www.fs.usda.gov/goto/lincolnforestplan](http://www.fs.usda.gov/goto/lincolnforestplan)

**Our email address for Plan Revision**

[Inf\\_fpr\\_comments@fs.fed.us](mailto:Inf_fpr_comments@fs.fed.us)

**Our physical mailing address:**

Lincoln National Forest  
3463 Las Palomas Road  
Alamogordo, NM 88310  
575-434-7200

<http://www.fs.usda.gov/lincoln>



## Nita Taylor

---

**From:** Robert Barber <twob1601@hotmail.com>  
**Sent:** Wednesday, July 06, 2016 8:17 PM  
**To:** Nita Taylor; Willa and Preston Stone  
**Cc:** James Taylor; Pete Gnotkowski; Douglas Fuqua; Mary Ann Siegel-Russ; Bob Johnson; Duane Frost  
**Subject:** Lincoln National Forest Non-Native Invasive Plant EIS

Nita,

Here are the proposed LANRAC comments for the county. Comments are due to LNS office by Monday, July 11th. The project OPR has established a web page you can post the counties comments up until the deadline on Monday. Please let me know if you have any questions. Thanks, Robert (KG5MHM) 575-808-9814

"We would like to thank you for this opportunity to comment on the proposed EIS for an Integrated Non-Native Invasive Plant Management Program. We recognize the threat to our local environment and economy from not controlling these non-native invasive plants (NNIP). The proposed EIS will address ways of controlling NNIP on the Lincoln National Forest (LNF) but is more reactive than proactive. To truly be both effective and economical it also needs to address external aspects of the NNIP problem to prevent the introductions of new or re-introduction of existing NNIPs.

The EIS should consider how proposed treatments will affect adjacent private and public lands. Will proposed treatments impact the use of adjacent lands? If the NNIPs on adjacent lands are not treated, how will this affect the long term management of NNIP on LNF lands? Not considering the impact adjacent land will make meeting LNF NNIP goals difficult and increase NNIP program costs. It is recommended, public-private partnerships be developed with adjacent land owners to address these aspects of NNIP management.

Second, the EIS needs to address ways of controlling the introduction of NNIPs by various LNF users. LNF users, both recreational and commercial, can transport NNIPs on and off the LNF. Domestic animals and wildlife can also transport NNIPs. The EIS needs to consider ways of managing these migration paths."



# News Release

U.S. Forest Service  
Lincoln National Forest  
3463 Las Palomas Road  
Alamogordo, NM 88310  
Voice: 575-434-7200  
Web: [www.fs.usda.gov/lincoln](http://www.fs.usda.gov/lincoln)  
Twitter: @LincolnUSForest

Media Contact: Loretta Benavidez  
575-434-7290  
llbenavidez@fs.fed.us



## Diamond Peak Pipeline Project on Smokey Bear Ranger District

**RUIDOSO, NM, July 15, 2016 – For Immediate Release.** The Lincoln National Forest, Smokey Bear Ranger District is proposing to extend the water distribution system on the Diamond Peak Allotment to provide both wildlife and livestock with reliable water in an area where no dependable water currently exists. The project area is located on the Smokey Bear Ranger District on the Diamond Peak Allotment, approximately 4 miles west of Nogal, New Mexico.

In 2012, the Diamond Peak Allotment permittee submitted a request to install a new pipeline, storage tank, and drinker from a well on private land to the Diamond Peak Allotment on National Forest System lands. There is no dependable water on the allotment as springs in the area have been dry for years. Wildlife and livestock access water on adjacent private land.

A new pipeline will be installed to connect an existing well on private land to a new storage tank and trough on National Forest System land. The system would include a small overflow depression for wildlife near where the trough will be located. Project implementation will be completed in partnership the Diamond Peak Allotment Permittee, the Rocky Mountain Elk Foundation, the Natural Resources Conservation Service and the U.S. Forest Service. The project area is adjacent to the White Mountain Wilderness but no work would occur in the wilderness area.

More information on the project proposal is available at the Smokey Bear Ranger District, 901 Mechem Drive, Ruidoso, NM 88345. Additional information regarding these actions can also be

obtained from: George Douds, District Range Specialist, 575-257-4095; or on the project website: <http://www.fs.usda.gov/project/?project=49134>.

Written comments may be submitted by email to [comments-southwestern-lincoln-smokey-bear@fs.fed.us](mailto:comments-southwestern-lincoln-smokey-bear@fs.fed.us); or sent via mail to: Heather Noel, Smokey Bear District Ranger, 901 Mechem Drive, Ruidoso, NM 88345; or faxed to 575-257-6174. Comments may also be hand delivered during normal business hours of 8:00 a.m. to 4:00 p.m. Comments should clearly articulate the reviewer's concerns and contentions. Comments should be within the scope of the proposed action, have a direct relationship to the proposed action, and must include supporting reasons for the Responsible Official to consider.

Comments are most helpful if received by July 25, 2016, although all comments received any time prior to the decision will be considered. A decision on this proposal is expected at the end of July 2016.

For more information about the Lincoln National Forest, visit [www.fs.usda.gov/lincoln](http://www.fs.usda.gov/lincoln) follow us on Twitter: <http://twitter.com/LincolnUSForest>

###



U.S. Forest Service  
Cibola National Forest and  
National Grasslands

2113 Osuna Road NE  
Albuquerque, NM 87113

Web: [www.fs.usda.gov/cibola](http://www.fs.usda.gov/cibola)

Twitter: @Cibola\_NF

Facebook: [www.facebook.com/cibolanf](http://www.facebook.com/cibolanf)

# News Release

Media Contact: Donna Nemeth  
505-346-3894 or 360-951-8486  
[dnemeth@fs.fed.us](mailto:dnemeth@fs.fed.us)



## New Locations for Sandia Ranger District Meetings

**Albuquerque, NM, June 24, 2016** – *This information was sent out earlier in June. Please note that the locations have changed for the Sandia Ranger District Meetings. No other changes have been made in the meeting schedule.*

The Cibola National Forest and National Grasslands is revising its 1985 Forest Plan. Over 40 cooperating units of government are working with us to co-convene and co-host the meetings, improve public engagement, and set the course for the future of the Cibola. The Cibola and cooperating agencies have established four “landscape teams” around the four mountain ranges associated with the districts – Mt. Taylor, Magdalena, Mountainair, and Sandia. The revised Forest Plan will provide guidance and direction on the future sustainability of the resources, goods and services, and relevant management actions, based on the values defined in the plan. The plan will be used to share stewardship and direct site-specific priorities and projects in these locations in the future.

A preliminary Draft Plan has been completed and will be released in July 2016; the public will have 45 days to review and comment. A series of collaborative public workshops have been scheduled to present the preliminary Draft Plan for review and discussion. The workshops are being designed with the help of our partners to provide an opportunity for the public to engage in dialogue and collaboration with each other and diverse interests to find common vision and common ground for these shared places. Please mark your calendar to attend one of these workshops:

Date	Location	Time	Ranger District
July 19, 2016	Menaul High School (Auditorium and cafeteria) 301 Menaul Blvd. NE, Albuquerque, NM 87107	6 p.m. – 8 p.m.	Sandia
July 25, 2016	Gallup Community Service Center, 410 Bataan Veterans St., (Bingo Hall at Exit 22), Gallup NM	6 p.m. – 8 p.m.	Mt. Taylor
July 26, 2016	Bernalillo High School, Gymnasium 250 Isidro Sanchez Rd, Bernalillo NM	6 p.m. – 8 p.m.	Sandia

Date	Location	Time	Ranger District
July 27, 2016	Magdalena High School, 201 Duggins Dr, Magdalena NM	6 p.m. – 8 p.m.	Magdalena
August 1, 2016	Knights of Columbus Hall, 1601 E. Roosevelt Ave at Sakelares Blvd., Grants, NM	6 p.m. – 8 p.m.	Mt. Taylor
August 2, 2016	Corona Recreation Room at the Corona Schools, 531 Franklin St, Corona, NM	6 p.m. – 8 p.m.	Mountainair
August 3, 2016	Dr. Saul Community Center, 107 Roosevelt, Mountainair, NM	6 p.m. – 8 p.m.	Mountainair
August 8, 2016	Albert Lyon Event Center, 2953 South Broadway, Truth or Consequences, NM	6 p.m. – 8 p.m.	Magdalena
August 9, 2016	Cañon de Carnuel Land Grant Annex Hall, Located between mile marker 5 and 6 on Highway 333, Tijeras, NM	6 p.m. – 8 p.m.	Sandia

If you have questions about the Forest Plan revision, please contact Sarah Browne, Assistant Team Leader, at [sarahbrowne@fs.fed.us](mailto:sarahbrowne@fs.fed.us) or 505-346-3812. For more information about Cibola National Forest and National Grasslands, visit our website <http://www.fs.usda.gov/cibola> or follow the conversation at [www.facebook.com/cibolanf](http://www.facebook.com/cibolanf).

###



**UNITED STATES DEPARTMENT OF AGRICULTURE  
FOREST SERVICE  
CIBOLA NATIONAL FOREST AND NATIONAL GRASSLANDS  
MOUNTAINAIR RANGER DISTRICT**

**STAGE II FIRE RESTRICTIONS**

Pursuant to 16 USC 551 and Title 36 CFR 261.50(a) and (b), the following acts are prohibited within all National Forest System lands as described in this Order (the "restricted area") and as depicted on the attached maps, hereby incorporated into this Order as Exhibits A and B, within the Mountainair Ranger District, Cibola National Forest and National Grasslands, Bernalillo, Tarrant, Lincoln and Valencia Counties within the State of New Mexico.

**PROHIBITIONS:**

1. Building, maintaining, attending or using a fire, campfire, charcoal, coal, or wood stove; **36 CFR 261.52(a)**
2. Using an explosive. **36 CFR 261.52(b)**
3. Smoking, except within an enclosed vehicle or building, a developed recreation site, or while stopped in an area at least three (3) feet in diameter that is barren or cleared of all flammable material. **36 CFR 261.52(d)**
4. Possessing, discharging or using any kind of firework or other pyrotechnic device. **36 CFR 261.52(f)**
5. Operating a chainsaw, or other equipment powered by an internal combustion engine, is prohibited from 10:00 AM to 6:00 PM. **36 CFR 261.52(h)**
6. Welding or operating an acetylene or other torch with open flame. **36 CFR 261.52(i)**
7. Operating or using any internal or external combustion engine without a spark arresting device properly installed, maintained, and in effective working order meeting either:
  - Department of Agriculture, Forest Service Standard 5100-1a; or
  - Appropriate Society of Automotive Engineers (SAE) recommended practice J335 (b) and J350 (a); **36 CFR 261.52(j)**
8. Possessing or using a motor vehicle off National Forest System roads, except when parking in an area devoid of vegetation within 10 feet of the roadway; and except for parking overnight in Forest Service developed campgrounds and trailheads. **36 CFR 261.56**
9. Discharging a firearm, air rifle or gas gun; **36 CFR 261.58 (m)**

**EXEMPTIONS:**

Pursuant to Title 36 CFR 261.50(e), the following persons are exempt from the provisions in this Order:

1. Persons with a Forest Service permit specifically authorizing the prohibited act or omission.
2. Any federal, state or local officer or member of an organized firefighting force in the performance of an official duty.
3. Residents, owners and lessees of land and holders of Forest Service recreation special use authorizations within the restricted area, are exempt from Prohibition No. 1 above ONLY, provided such fires are within a permanent structure.
4. Persons using a device fueled solely by liquid petroleum or LPG fuels that can be turned on and off. Such devices can only be used in an area that is barren or cleared of all overhead and surrounding flammable materials within three (3) feet of the device.
5. Operating generators with an approved spark arresting device within an enclosed vehicle or building or in an area that is barren or cleared of all overhead and surrounding flammable materials within three feet of the generator.

**RESTRICTED AREA:**

All National Forest System lands, roads and trails within the boundary of the Cibola National Forest and National Grasslands, Mountainair Ranger District.

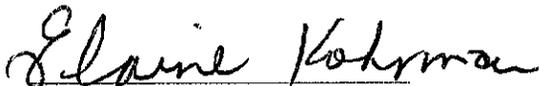
**PURPOSE:**

This Order is necessary to protect public health and safety due to the increased fire danger.

**IMPLEMENTATION:**

1. This Order will be in effect at 8:00 AM on July 11, 2016, and shall remain in effect until December 31, 2016 or rescinded, whichever occurs first.
2. Any violation of this prohibition is punishable as a Class B misdemeanor by a fine of not more than \$5000 for an individual or \$10,000 for an organization and/or imprisonment for not more than six (6) months, or both; 16 USC § 551, and 18 USC §§ 3559 and 3571.
3. This Order supersedes, rescinds, and replaces Order No 03-0581; Stage I Fire Restrictions, Cibola National Forest, Mountainair Ranger District.

Done at Albuquerque, New Mexico this 11 day of July, 2016.



ELAINE B. KOHRMAN

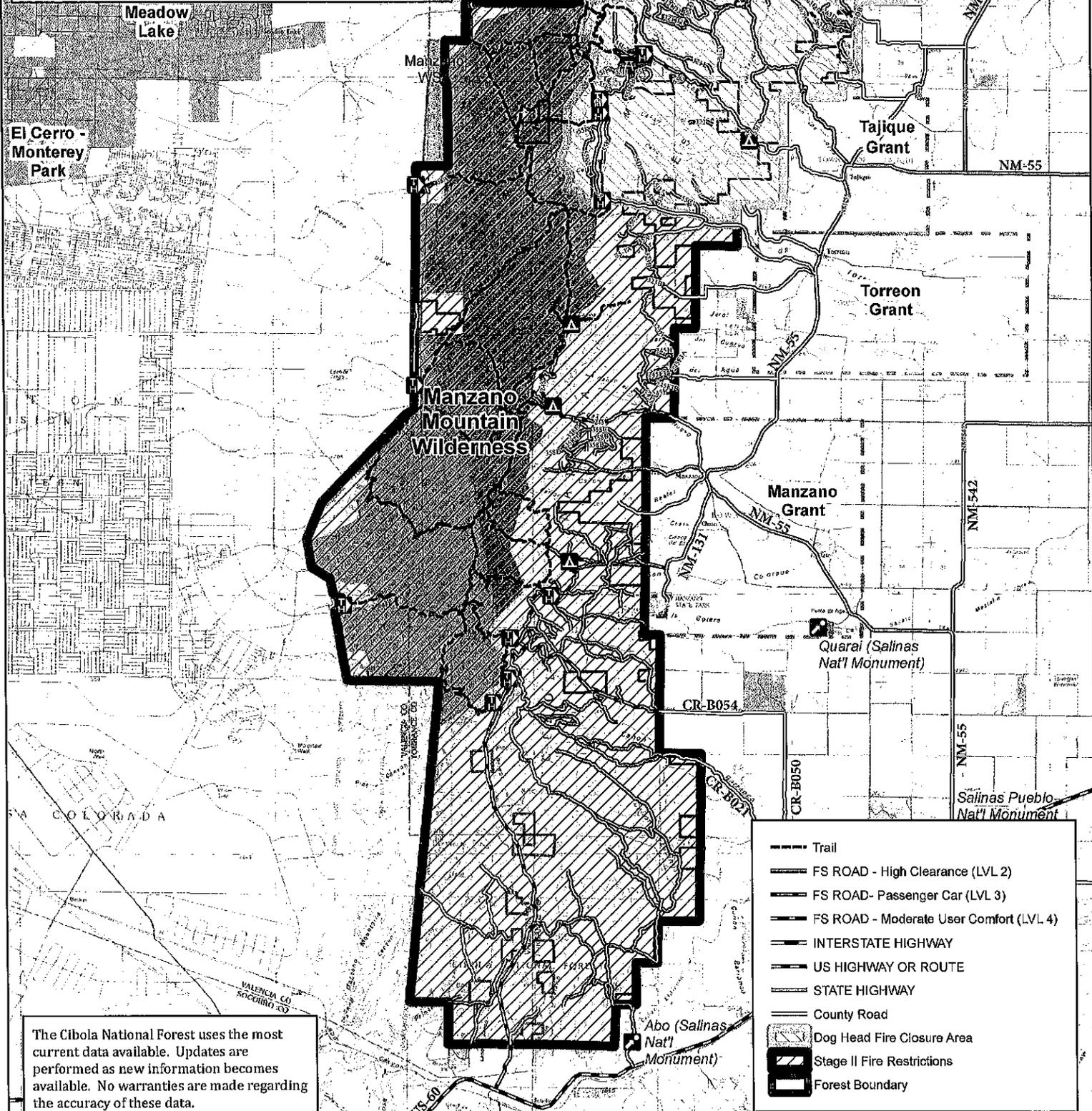
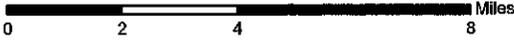
Forest Supervisor

Cibola National Forest and National Grasslands

**Stage II Fire Restrictions**  
**Order # 03-0584**  
**EXHIBIT A**  
**Cibola NF, Mountainair RD**  
**Manzano Mountains**



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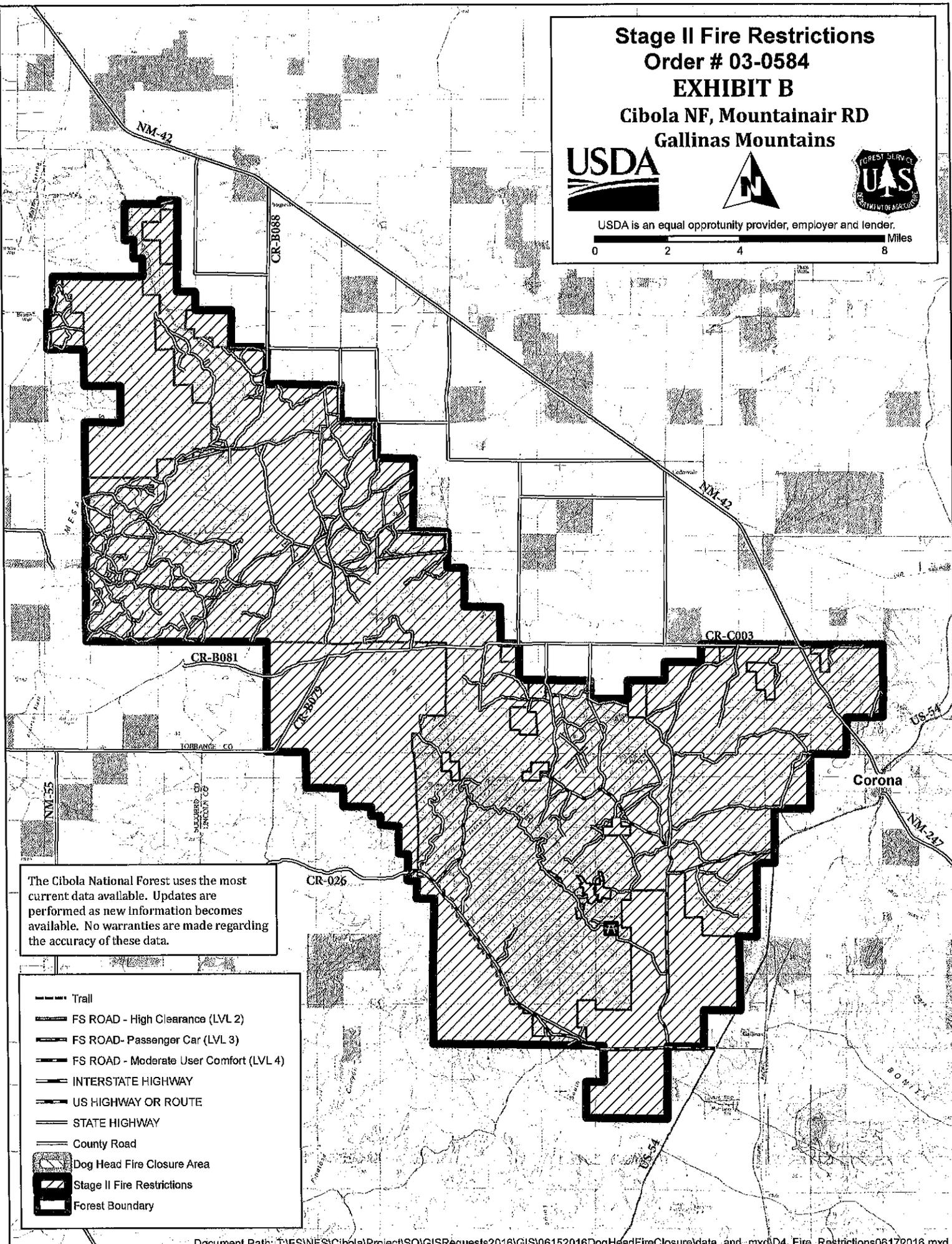
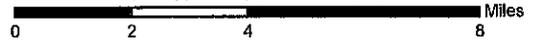


The Cibola National Forest uses the most current data available. Updates are performed as new information becomes available. No warranties are made regarding the accuracy of these data.

**Stage II Fire Restrictions**  
**Order # 03-0584**  
**EXHIBIT B**  
**Cibola NF, Mountainair RD**  
**Gallinas Mountains**



USDA is an equal opportunity provider, employer and lender.



The Cibola National Forest uses the most current data available. Updates are performed as new information becomes available. No warranties are made regarding the accuracy of these data.

- Trail
- FS ROAD - High Clearance (LVL 2)
- FS ROAD- Passenger Car (LVL 3)
- FS ROAD - Moderate User Comfort (LVL 4)
- INTERSTATE HIGHWAY
- US HIGHWAY OR ROUTE
- STATE HIGHWAY
- County Road
- Dog Head Fire Closure Area
- Stage II Fire Restrictions
- Forest Boundary

**South Central Mountain RC&D Council, Inc.**  
**Regular Meeting – June 30, 2016**  
10:00 AM  
ENMU Ruidoso – Community Education Classroom  
709 Mechem Drive • Ruidoso, New Mexico

**AGENDA**

A. Meeting Start

1. Call to Order
2. Welcome and Introductions
3. Invocation and Pledge of Allegiance
4. Approval of Agenda
5. Approval of Minutes
6. Approval of Financial Report & Bills to Pay
7. Rural Community Forester Report – Rick Merrick

B. Old Business

1. Update on Billy the Kid National Scenic Byway
  - a. River Trail Project
  - b. Byway Brochures
2. Update on 2013 CFRP Project
3. Update on 2015 CFRP Project
4. Update on NMAC Grants
  - a. Outreach
  - b. ACI
5. Update on NM Game & Fish Funding
6. Update on SLO Agreement
  - a. Review of Contract by Alan Morel
  - b. June 7 meeting with Commissioner Dunn
7. Update on State Forestry Grant Applications
  - a. WUI
  - b. NFL
8. Update on NARC&DC National Conference – July 10-13, 2016
9. Update on Beaver Study Project
10. Update on NMARC&DC Spring Meeting – June 21, 2016 in T or C

C. New Business

1. Approval of Otero County SWCD Agreement
2. Discussion and Possible Action on Changes in Fair Labor Standards Act for Overtime Exemption
3. Discussion and Possible Action on RCF truck
4. Discussion and Possible Action on Possible RAC Projects

Next Scheduled Meeting: July 28, 2016

Adjourn

**South Central Mountain RC&D Council, Inc.**

**June 2, 2016**

**10:00 AM at ENMU Ruidoso - Minutes**

The meeting was called to order by Chairman, Jerry Burchett at 10:00 AM. Attending were Laura Doth, Brian Greene, James Taylor, Sidney Gordon, Dave Venable, John Braziel, Rick Merrick, Dan Williams, Jerry Burchett and Jackie Powell.

Jerry welcomed Sid Gordon, the Otero County Extension Agent to the meeting.

James Taylor led the group in the invocation and pledge of allegiance.

**Approval of Agenda:** Laura noted that the date was incorrect on the agenda and corrected it to June 2, 2016. Several items were added to the agenda. Discussion and Possible Action on Byway Brochure was added under the Byway Update in Old Business. Item #4 under New Business was changed to Discussion and Possible Action on maintenance for RCF truck, and a 7<sup>th</sup> item was added under New Business: NMA RC&DC Spring Meeting, June 21. Brian Greene moved to approve the agenda as revised. James Taylor seconded. Motion carried.

**Approval of Minutes:** Rick corrected his report to "Ranches of Sonterra" instead of Alto. Dave Venable moved to accept the minutes as corrected. Brian Greene seconded. Motion carried.

**Financial Report:** The report was presented by Laura Doth. A current Profit & Loss Report, Balance Sheet and Accounts Receivable were reviewed. Dave Venable moved to approve the financial report, pay all bills and file for audit. John Braziel seconded. Motion carried. Financial Report will be filed for audit and any bills will be paid.

**Rural Community Forester Report:** Rick Merrick gave a brief report on his activities since the last meeting. His written report was included in the packet. He discussed his budget adjustment request for the Ruidoso CFRP. He also discussed the West Mountain Fire and the Alto Mesa Burn.

Rick is struggling with the collaborators in Cloudcroft, particularly the Otero County firefighters. The firefighters are upset over a new county ordinance. Mayhill has a new fire chief.

Laura will contact Xavier Anderson at NM State Forestry regarding the status of the WUI and NFL applications that were submitted.

**Update on Billy the Kid National Scenic Byway River Trail Project:** The River Trail project is moving forward. The project has gone out to bid, and the bid opening is today at 2 PM. Laura will be in attendance.

Laura received a phone call from the Ruidoso Valley Chamber of Commerce just prior to the meeting. The chamber is running low on the Byway brochures and wanted to know if we could print more brochures. The brochure is very popular with area visitors. The board felt that the RC&D logo should be added to any new printing of the brochure. There are funds in the Byway program to print new brochures. Brian Greene moved to make \$3000 available to reprint brochures. Dave Venable seconded. Motion carried.

**Update on 2013 CFRP Project:** Rick provided the update during his report.

**Update on 2015 CFRP Project:** Rick provided the update during his report.

**Update on NMAC Grant:** We submitted three proposals under the NMAC Grant. The first was for an Air Curtain Incinerator. The second was for Outreach and Education and the third was for the Sierra Blanca Wildland Fire Academy. We were successfully funded for the Air Curtain Incinerator in the amount of \$50,000. The outreach proposal was funded for \$7500. The SBWFA proposal was not funded.

The board discussed how we will run the ACI program. There is a lot of groundwork to be done prior to launching the program. Laura will begin working on items like insurance, transportation, etc.

**Update on NM Game & Fish Funding:** Laura attended the OSWCD meeting where George Farmer, from NM Game and Fish spoke about funding opportunities and project objectives. The board would like to invite Mr. Farmer to speak at the next available RC&D meeting. Laura will contact him and see what his schedule is like.

**Update on SLO Agreement:** Laura has sent the contract to our attorney, Alan Morel. He will review the contract and provide guidance prior to the June 7 meeting in Santa Fe. The stakeholders had a good conference call to prepare for the Santa Fe meeting, and it appears that we all have the same objectives.

**Update on NARC&DC National Conference:** The National RC&D Conference will be held in Reno, Nevada from July 10 thru the 13<sup>th</sup>. Laura will be representing the SCM RC&D at the conference.

**Update on NARC&DC Governance Committee:** Laura has been serving on this committee, and the recommendations have been presented to the national board. Much of what the committee presented to the board will be reviewed and voted on at the national conference.

**Update on Dona Ana SWCD Meeting:** Laura attended the May meeting. The board is looking for assistance in grant writing and projects. Laura advised them that she is happy to help, but they have a very capable executive director in place. Laura will assist their executive director where possible.

**Approval of NMAC Awards Signed Resolutions:** The SCM RC&D has been funded for two projects via NMAC grants. In order to proceed, the board must approve and sign resolutions for the Air Curtain Incinerator and the Outreach & Education project. James Taylor moved to accept the grant for the Air Curtain Incinerator and approve the resolution. Dave Venable seconded. Brian Greene moved to accept the grant for the Outreach & Education project and approve the resolution. Jackie Powell seconded.

Because these were approvals of resolutions, a roll call was taken for each project. The votes were as follows:

Jerry Burchett: ACI – Yes and Outreach & Education – Yes  
Jackie Powell: ACI – Yes and Outreach & Education – Yes  
John Braziel: ACI – Yes and Outreach & Education – Yes  
Dave Venable: ACI – Yes and Outreach & Education – Yes  
James Taylor: ACI – Yes and Outreach & Education – Yes  
Brian Greene: ACI – Yes and Outreach & Education – Yes

**Discussion and Possible Action on Beaver Study Project:** Laura received a call from Jack King, who is working with the state engineer on a project to study the beaver problems on Castillo Creek in northern New Mexico. The OSE needs a non-profit organization to spearhead the project and asked if we were interested. Laura checked with the NM Association of RC&D Councils to make sure there were no active councils working in the area. Brian asked why the Taos SWCD wasn't handling the project. They had been approached, but declined. Brian Greene moved to approve the project, but requested that we talk with the Taos SWCD first. Dave Venable seconded. Motion carried.

**Discussion and Possible Action on Changes in Fair Labor Standards Act for Overtime Exemption:** Laura explained the changes that will become law beginning December 1, 2016 regarding overtime for full time employees. This will dramatically impact the RCF position. The options available include increasing the RCF

salary to the new level, requesting that the RCF become a contracted position, or require that the RCF not work over 40 hours per week. We have plenty of time to discuss this issue, but a decision should be made prior to the new fiscal year that begins October 1, 2016. Dave Venable moved to table this item until the next meeting. James Taylor seconded. Motion carried.

**Discussion and Possible Action on Maintenance for RCF Truck:** Rick reported that he needs new tires. Other upcoming issues include a front end alignment and a fuel pump. John Braziel moved to approve new tires for the truck. Jackie seconded. Motion carried.

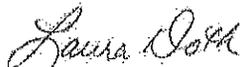
**Discussion and Possible Action on Fire Ecology and Applied Fire Science Workshop:** Rick would like to attend this event. The workshop will be held in Tucson, November 28 thru Dec 2. James Taylor moved to allow Rick to attend the workshop. John Braziel seconded. Motion carried. Registration was not yet available, but when it does open, we will register Rick for the workshop.

**Discussion and Possible Action on participating in NARC&DC Volunteer Advisory Committee:** Laura has been asked to participate on a volunteer advisory committee with Andy Gordon, the national director of the NARC&DC. The object is to find ways for council members to assist in the activities of the national council. Dave Venable moved to have Laura participate on this committee. Brian seconded. Motion carried.

**Discussion and Possible Action on NMARC&DC Spring Meeting:** the spring meeting will be held in T or C on Tuesday, June 21. Laura will be going. Jerry and Rick said they would like to attend. Brian would like to go but may not be able to make it. The Sacramento Forestry Camp is on the 22<sup>nd</sup>. We need to find out from Lynn Lovelace what she needs from the board.

The next scheduled meeting is June 30, 2016 at 10 AM. Meeting was adjourned at 12:15 PM.

Respectfully submitted,



Laura Doth, Executive Director

# Upper Hondo Soil & Water Conservation District

## BOARD MEETING AGENDA 1:00 pm ~Tuesday, July 12, 2016

### CALL TO ORDER & WELCOME:

### INTRODUCTION OF GUESTS:

### INVOCATION & PLEDGE TO FLAG:

### APPROVAL OF AGENDA AS PRESENTED:

### APPROVAL OF 6.14.16 MINUTES:

### FINANCIAL REPORT & APPROVAL OF BILLS:

### GUEST SPEAKERS: Preston Stone, Chairman - Lincoln County Commission

### DISTRICT COOPERATIVE AGREEMENTS/ COST-SHARE REQUESTS:

- A. Troy Stone
- B. Clark Taylor

### REVIEWS: None

### REPORTS:

- |   |  |
|---|--|
| A. NMDA: Katie Kruthraupt-report attached | H. LCCWMA: Kristi Bonnell  |
| B. NRCS : Phillip Herrera-                | I. BLM:  |
| C. STATE FORESTY: Xavier Anderson         | J. NMCCD: Annual Meeting 7.28.16<br>Invitation and Agenda Attached |
| D. RC&D: Laura Doth/Rick Merrick          | K. NMACD:  |
| E. LC EXTENSTION SERVICE: Audra Lyon      | L. SWCC  |
| F. FORESTRY:                              |  |
| G. UHWUA:                                 |  |

### CORRESPONDENCE & ANNOUNCEMENTS:

- A. Lincoln National Forest Plan Revision Newsletter
- B. Kristi Bonnell and Harley Bonnell have received their Public Applicator licenses

### NEW BUSINESS:

- A. Oath of Office by appointed Supervisors; David Cox and Scott Daniel
- B. Election of Board Officers
- C. Preston Stone, Lincoln County Commission – Forest Use Plan Revision
- D. Review and possible approval of NMCCD annual dues
- E. Approve travel to NMCCD Annual meeting
- F. Review and Approval with Resolution for the Final Budget FY 2017
- G. Storage and sale of vinegar proposal – purchase of tanks and supply
- H. Request from Lincoln County Fair Board for buckle sponsorship
- I. Request from Corriente Cowbells – Cream of the Crop - contribution
- J. Set date and location for Annual Legislative Dinner

### UNFINISHED BUSINESS:

- A. Salado Dam Update – Ongoing project
  - 1. Approval of work projects
- B. Review of Scholarship Applications with possible approvals
- C. Board Vacancy Position 3

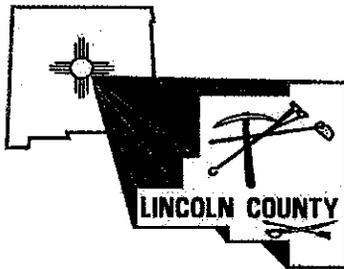
### EXECUTIVE SESSION:

- A. Personnel Issues –

### ADJOURN:

Upcoming dates: Upper Hondo SWCD Regular Meeting – August 9, 2016

ENCL 7



# County of Lincoln

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July 12, 2016

## AGENDA ITEM 10

### MEMORANDUM

**TO:** County Commissioners

**FROM:** Nita Taylor, Lincoln County Manager *NT*

**SUBJECT:** Safety Net Care Pool & Indigent Health Care Claims

**Purpose:** To obtain the approval from the IHC Board of Safety Net Care Pool Authorizations, and the Indigent Health Care (IHC) Payments.

### Discussion:

**Safety Net Care Pool Authorizations:** This month our coordinator processed twelve (12) claims, eleven (11) of which are recommended for approval, and one (1) for disapproval for the reasons indicated at Enclosure 1. If approved, the total recommended authorization this month is **\$6,150.14**. See Enclosure. 1.

**Indigent Health Care Claims:** This month our coordinator processed eight (8) claims. Six (6) are recommended for approval, and two (2) for disapproval for the reason indicated at Enclosure 2. If approved, total recommended for payment this month is **\$4,631.79**. At Enclosure 2 is a summary of total applications approved and denied. At Enclosure 3 is the summary of the Indigent Fund Meeting for July.

**Manager's Analysis** – For the last two years, the average Indigent Health Care monthly payments were **\$5,304** and **\$6,994** respectively. The FY 15 - 16 year-end total was **\$83,928**. To date, the total expenditure is **\$4,631.79**. At this pace, we will spend **\$55,581** in FY 16 - 17, in the indigent claim line item.

Similarly, for the last two fiscal years, the total Commission-approved Safety Net Care Pool Claims were **\$254,747** and **\$209,265** respectively. The FY 15 - 16 monthly average was **\$17,439**. To date, the total authorization is **\$6,150.14**

**Recommendation:** Approve and disapprove the claims as indicated for the Safety Net Care Pool report at Enclosure 1 and the Indigent Health Care Program report as indicated at Enclosure 2.

Approved: \_\_\_\_\_  
Preston Stone

County Manager's Fax  
(575) 648-4182

Finance/Purchasing Fax  
(575) 648-2381

SCP / SAFETY NET CARE POOL CLAIMS  
FISCAL YEAR 2016 - 2017

PREVIOUS AMOUNT APPROVED THIS FISCAL YEAR \$0.00

ADJUSTMENTS

TOTAL ADJUSTMENTS: \$0.00 \$0.00

JULY # CLAIMS FOR APPROVAL	11
# CLAIMS FOR DENIAL	1
JULY # TOTAL CLAIMS	12

JULY TOTAL \$ AMOUNT APPROVED \$6,150.14

TOTAL # CLAIMS THIS FY APPROVED	11
TOTAL # CLAIMS THIS FY DENIED	1
TOTAL # CLAIMS FY 2016 - 2017	12

TOTAL APPROVED THIS FISCAL YEAR \$6,150.14

FACILITY: LINCOLN COUNTY MEDICAL CENTER 07/19/2016 THROUGH 07/19/2016

HC CLAIM #	DATE OF SERVICE	AMT DUE	PAID	
21368	12/09/2015	336.00	258.72	077%
21369	01/22/2016	580.80	447.22	077%
21370	02/26/2016	672.00	517.44	077%
21371	05/25/2016	616.00	474.32	077%
21372	05/10/2016	215.80	166.17	077%
21373	05/16/2016	40.00		000%
INS.COPAY NOT ELIGIBLE FOR REIMBURSEMENT				
21374	06/16/2016	604.00	465.08	077%
21375	05/19/2016	179.00	137.83	077%
21366	06/27/2013	3128.00	2408.56	077%
21380	05/05/2016	498.78	384.06	077%
21381	05/24/2016	517.80	398.71	077%
21382	05/26/2016	639.00	492.03	077%
			6150.14	

APPROVED- 11 REJECTED- 1

# INDIGENT HEALTH CARE CLAIMS FISCAL YEAR 2016 - 2017

PREVIOUS AMOUNT APPROVED THIS FISCAL YEAR \$0.00

ADJUSTMENTS

Refund from GCRMC Claim number 21276 \$6,868.19

**TOTAL ADJUSTMENTS: \$6,868.19**

JULY # CLAIMS FOR APPROVAL	6
# CLAIMS FOR DENIAL	2
JULY # TOTAL CLAIMS	8

JULY TOTAL \$ AMOUNT APPROVED \$4,631.79

TOTAL # CLAIMS THIS FY APPROVED	6
TOTAL # CLAIMS THIS FY DENIED	2
TOTAL # CLAIMS FY 2016 - 2017	8

CURRENT TOTAL APPROVED THIS FISCAL YEAR \$4,631.79  
\*Assuming the above is approved

FACILITY: GERALD CHAMPION REGIONAL MED CTR 07/19/2016 THROUGH 07/19/2016

HC CLAIM #	DATE OF SERVICE	AMT DUE	PAID
21379	01/12/2016	112.75	86.82 077%
			86.82

APPROVED- 1 REJECTED-

FACILITY: LINCOLN COUNTY RADIOLOGY 07/19/2016 THROUGH 07/19/2016

HC CLAIM #	DATE OF SERVICE	AMT DUE	PAID
21378	02/22/2016	698.00	537.46 077%
			537.46

APPROVED- 1 REJECTED-

FACILITY: MICHAEL P CLEMENTS, M.D. 07/19/2016 THROUGH 07/19/2016

HC CLAIM #	DATE OF SERVICE	AMT DUE	PAID
21383	05/31/2016	261.00	174.42 067%
21384	01/25/2016	20.09	000%
INS.COPAY NOT ELIGIBLE FOR REIMBURSEMENT			
21385	04/04/2016	20.09	000%
INS.COPAY NOT ELIGIBLE FOR REIMBURSEMENT			
			174.42

APPROVED- 1 REJECTED- 2

FACILITY: NEW MEXICO ONCOLOGY HEMATOLOY 07/19/2016 THROUGH 07/19/2016

HC CLAIM #	DATE OF SERVICE	AMT DUE	PAID
21367	04/12/2016	86.02	66.24 077%
			66.24

APPROVED- 1 REJECTED-

FACILITY: PRESBYTERIAN HOSPITAL 07/19/2016 THROUGH 07/19/2016

HC CLAIM #	DATE OF SERVICE	AMT DUE	PAID
21377	06/27/2016	4582.37	3528.42 077%
			3528.42

APPROVED- 1 REJECTED-

FACILITY: RUIDOSO PHYSICAL THERAPY, INC. 07/19/2016 THROUGH 07/19/2016

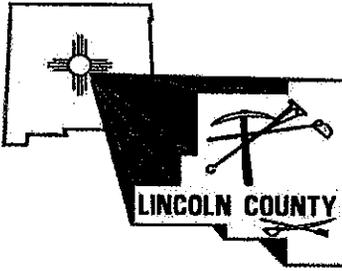
HC CLAIM #	DATE OF SERVICE	AMT DUE	PAID
21376	06/17/2016	238.43	238.43 100%
			238.43

APPROVED- 1 REJECTED-

INDIGENT FUND MEETING

JULY 19, 2016

TOTAL APPLICATIONS	20	10,781.93
TOTAL APPROVED	17	
TOTAL DENIED	3	
ALAMOGORDO		
GERALD CHAMPION REGIONAL MED CTR		86.82
APPROVED-	1	
DENIED-		
RUIDOSO		
LINCOLN COUNTY MEDICAL CENTER		6,150.14
APPROVED-	11	
DENIED-	1	
ALTO		
LINCOLN COUNTY RADIOLOGY		537.46
APPROVED-	1	
DENIED-		
RUIDOSO		
MICHAEL P CLEMENTS, M.D.		174.42
APPROVED-	1	
DENIED-	2	
ALBUQUERQUE		
NEW MEXICO ONCOLOGY HEMATOLOY		66.24
APPROVED-	1	
DENIED-		
ALBUQUERQUE		
PRESBYTERIAN HOSPITAL		3,528.42
APPROVED-	1	
DENIED-		
RUIDOSO		
RUIDOSO PHYSICAL THERAPY, INC.		238.43
APPROVED-	1	
DENIED-		



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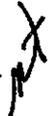
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## AGENDA ITEM NO. 11

July 16, 2016

### MEMORANDUM

**TO:** County Commissioners

**FROM:** Nita Taylor, Lincoln County Manager 

**SUBJECT:** Request for Proposals for Hondo Fire Station Metal Building / Design of Concrete Pad

### Discussion:

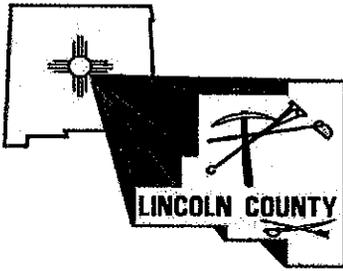
The Hondo Fire Department has been developing plans and identifying funds for several years to build a new 80' x 90' fire station on county property housing the Hondo Senior Center. See **Enclosure 1**. It has estimated the total cost to be approximately \$720,000. Part of the space will be used to house LCMC's ambulance, with PHS contributing to the total cost.

It currently has two Capital Appropriation grants totaling \$235,000, an \$80,000 State Fire Marshal's Grant, approximately \$170,000 in its building fund and based on its current funding sources and account balances, has obtained pre-approval from New Mexico Finance Authority to borrow the remainder.

The State Fire Marshal has granted an extension to spend the \$80,000 until the end of August. The Department is requesting to issue an RFP for the metal building with design for the concrete pad immediately, to ensure it meets the State Fire Marshal's timeline. Following the delivery of the building, it will move forward with the issuance of an RFP for a general contractor.

**Recommendation:** Approve Hondo Fire Department to issued an RFP for an 80' x 90' metal building with design of concrete pad.





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# *County of Lincoln*

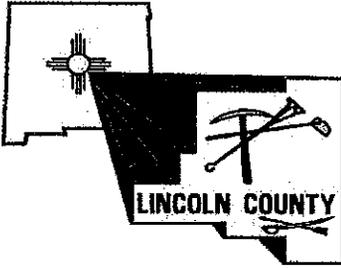
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## Agenda Item No. 12

### SUBJECT

**9:30 A.M.** Public Comment and Other Business from County Officials (Items are for discussion only – no action will be taken)



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# County of Lincoln

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## Agenda Item No. 13

July 16, 2016

### MEMORANDUM

TO: County Commissioners

FROM: Nita Taylor, Lincoln County Manager *mt*

SUBJECT: Manager's Report

5. **Annual Audit.** Auditors were in-house all week conducting reviews of County records, analyzing asserts, revenues, and expenditures and comparing actuals with the budget and with past performance. They also closely review internal controls, contracts and efforts to correct past findings. AJ Bowers, CPA, is the Senior Manager for RPC CPA's + Consultants, who oversees the Lincoln County Audit. Commissioner Allen attended the entrance conference, at which Mr. Bowers provided an overview of their process and solicited feedback from county employees and elected officials regarding any possible known problems, opportunity for fraud, etc. A major activity for the past four audits have been a "single audit" on federal grants if the funds spent totaled more than \$500,000. Although the federal funding threshold requiring a single audit increased from \$500,000 to \$750,000, the County only spent \$425,000 in federal funds, negating the requirement of this type of audit. The types of federal funds the County receives include FEMA funds for federal disasters and mitigation efforts, USDA funds for forest health projects, DOJ funds for drug enforcement and HIDTA, Department of Human Services funds for senior center support, and CDBG funds for senior center construction.
6. **Safety Net Care Pool.** NM Department of Human Services provide the 2015 SNCP Annual Report. See **Enclosure 1**. The SNCP consists of Uncompensated Care Payments and the Hospital Quality Improvement Initiative. Medicaid Base Rate were also increased. Payments to LCMC are as follows:

a) Uncompensated Care	\$1,684,510
b) Hospital Quality Improvement Initiative (HQII)	\$ 46,030
c) Base Rate Increase to Qualifying SNCP (preliminary amount)	\$1,916,493
<b>Total</b>	<b>\$3,647,033</b>
7. **Ft. Lone Tree Road Blind Curve.** The Commission heard comments from the public regarding the dangerous nature of the blind curve on Ft. Lone Tree Road just east of the intersection of Pine Lodge Road and Ft. Lone Tree Road. Possible solutions to address the problem included cutting down tree, both in the public easement and on private property owned by Lloyd Golder, and straightening the curve by moving the private property fence line back, which would widen the road. During a telephone conversation with Mr. Golder, he expressed a willingness to work with the County toward a solution and committed to providing a local contact for the County to work with. Telephone conversation was followed up with written correspondence. See **Enclosure 2**. Manager has also received numerous complaints from local residents that excessive speed contributes to the problem.

5. **NM DOT Road Improvement Project – US 54 Lincoln County MP 146 to MP 163.** The NM DOT is seeking comments to its plan to improve conditions, safety and drainage on 17 miles of US 54 from mile post 146 to mile post 163. See **Enclosure 3**. Comments are due by August 5<sup>th</sup>.
6. **Department of Cultural Affairs Reorganization of Historic Sites – Lincoln and Ft. Stanton.** Commission heard comments from concerned Lincoln County residents regarding the planned reorganization of the County's two historic sites, and directed Manager to send formal correspondence to Governor Martinez relaying Commission and public concern. See **Enclosure 4**. DCA has been moving forward with its Plan, as summarized at its June 21<sup>st</sup> meeting with County representatives. Recent activities include:
  - The interviews of candidates for the three ranger positions for Lincoln and Ft. Stanton were conducted this week;
  - The job advertisement for the Lincoln/Ft. Stanton Regional Manger position was posted;
  - The new Director for the Historical Sites will be announced shortly;

The next important formality is the State Personnel Board's hearing on Thursday, July 21<sup>st</sup> in Santa Fe. Following that is the New Mexico Legislative Finance Committees' interim meeting in Ruidoso on the 27<sup>th</sup> and 28<sup>th</sup> of this month. Commissioner Draper has been requested to provide welcoming remarks.

**7. Calendar of Events:**

- |                |   |
|----------------|---|
| a. July 19:    | Commission Meeting  |
| b. July 21:    | State Personnel Board (Santa Fe) to Hear Dept. of Cultural Affairs Reorg Plan |
| c. July 21:    | Lincoln Historic Preservation Board meeting (Cancelled)                       |
| d. July 27-28: | Legislative Finance Committee to meet in Ruidoso (DCA on Agenda)              |
| e. Aug 1 - 5   | Lincoln County Fair   |
| f. Aug 5-7     | Old Lincoln Days  |

**8. Departmental Updates:**

- a. Human Resources
- b. Road
- c. Finance
- d. Sr. Centers
- e. Emergency Operations
- f. Planning

July 1, 2016

RECEIVED

JUL 05 2016

ADMINISTRATION  
LINCOLN COUNTY NM



HUMAN SERVICES  
DEPARTMENT

Susana Martinez, Governor  
Brent Earnest, Secretary  
Nancy Smith-Leslie, Director

Ms. Nita Taylor  
Lincoln County Manager  
Lincoln County  
PO Box 711  
Carrizozo, NM 88301

Dear Ms. Taylor,

I am writing to share with you the 2015 Safety Net Care Pool (SNCP) annual report.

Section 27-5-16(C) NMSA 1978, requires the Human Services Department to provide an annual report to each county and qualifying hospital on the payments made from the SNCP fund for uncompensated care to qualifying hospitals and the estimated payments of the enhanced Medicaid base rates. The attached annual report represents 2015 payments.

In addition to Uncompensated Care, SNCP also includes the Hospital Quality Improvement Initiative (HQII). The annual report presents information on HQII as well as base rate increases to qualifying SNCP hospitals.

We appreciate the collaborative relationship we have had with you, and all our partners, in supporting indigent patients through local, state, and federal revenues for the State of New Mexico's Medicaid program.

We welcome your feedback and if you would like to discuss this report, please contact Victoria Stratton at (505) 827-3182.

Sincerely,

Brent Earnest  
Cabinet Secretary

cc: Jeff Dye, NM Hospital Association  
Steve Kopelman, NM Association of Counties  
Nancy Smith-Leslie, HSD, Medical Assistance Division  
Michael Nelson, HSD  
Al Santos, Lincoln County Medical Center

Enc: 2015 Annual Report

ENCL 1

Safety Net Care Pool  
2015 Annual Report  
Lincoln County

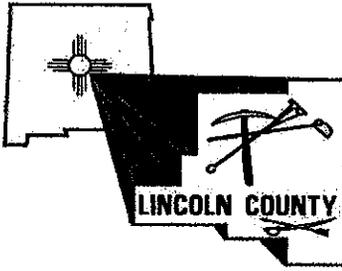
The Safety Net Care Pool (SNCP) consists of Uncompensated Care Payments and the Hospital Quality Improvement Initiative. Qualifying SNCP hospitals were also eligible for a separate but related funding increase for inpatient care.

**Uncompensated Care (UC) Payments.** Uncompensated Care funds for 2015 totaled \$68.9 million and were intended to help smaller facilities with a lower volume of claims. Sixty percent of the pool is designated for the smallest hospitals, 30 percent for the small hospitals, and 10 percent for medium hospitals. Although there is no amount designated to the large and largest hospitals, should those hospitals receiving funds be unable to demonstrate uncompensated care that reconciles to the amount allocated, the funds will cascade down to those hospitals not receiving funds. In 2015, the UC payment to Lincoln County Medical Center was \$1,684,510.00.

**Hospital Quality Improvement Initiative (HQII).** The purpose of HQII is to incentivize hospitals' efforts to meaningfully improve the health and quality of care of Medicaid and uninsured individuals that they serve. In 2015, approximately \$2.8 million was distributed to participating qualified hospitals that submitted performance measures and Lincoln County Medical Center received an estimated \$46,030.00.

**Base Rate Increase to Qualifying SNCP Hospitals.\*** Effective for 2015, base rates were increased for SNCP hospitals. The value of the base rate increase for Lincoln County Medical Center totaled an estimated \$1,916,493.14.

\*Amount is preliminary and may change due to the timing of claims run out and additional payments.



# County of Lincoln

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July 15, 2015

Mr. Lloyd Golder IV  
3415 E. Golder Ranch Dr.  
Tucson, AZ 85739-9795

Re: Blind Curve on Ft. Lone Tree Road

Dear Mr. Golder;

Thank you for taking time to discuss the blind curve on Ft. Lone Tree Road with me. As we discussed, I have been directed by the Board of Commissioners of Lincoln County, NM, to contact you regarding Ft. Lone Tree Road that traverses your property. Property owners and other County residents and visitors have voiced concern to the Commissioners regarding the dangerous blind curve on Ft. Lone Tree Road, just after the turn east off of Pine Lodge Road. Causing the visual impairment is not only the curve itself, but also the trees located on both the County's prescriptive easement and your private property.

Proposed as a potential fix for this blind curve is: 1) to cut down the trees causing the problem, and 2) to widen the road which would have the impact of straightening the curve. Both would result in increased visibility.

I would like to set up a meeting between you or your designee and me, with County Road Superintendent Joel Bonnell to discuss possible solutions, and perhaps begin the process of developing an agreement between Golder Ranch and Lincoln County.

Again, thank you for your time and consideration. I look forward to working with you on this matter.

Sincerely,

Nita Taylor  
Lincoln County Manager  
PO Box 711, Carrizozo, NM 88301  
300 Central Ave.  
575.648.2385 x101  
575.808.1379 (cell)  
[NTaylor@lincolncountynm.gov](mailto:NTaylor@lincolncountynm.gov)

ENCL 2

County Manager's Fax  
(575) 648-4182

Finance/Purchasing Fax  
(575) 648-2381

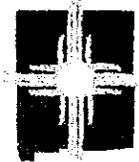


U.S. Department  
of Transportation  
**Federal Highway  
Administration**

## **Opportunity for Public Meeting and Comments**

The Federal Highway Administration and  
New Mexico Department of Transportation announce an  
opportunity for a public meeting and  
to provide written comments on the

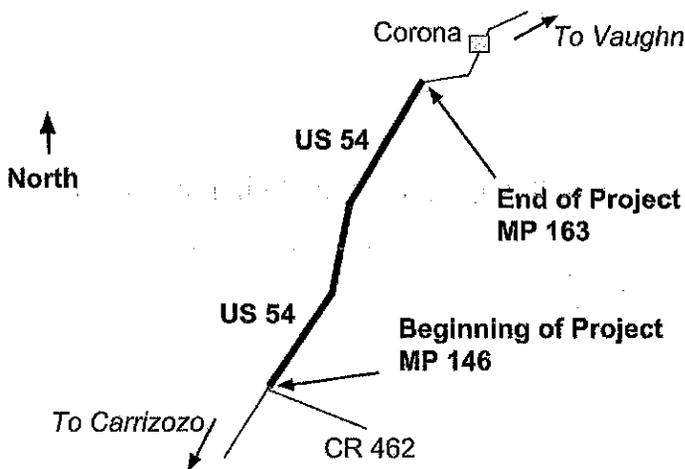
### **US 54 Lincoln County MP 146 to MP 163 Roadway Improvement Project** *Control Number 2102110*



**NMDOT**

**Project Overview:** The New Mexico Department of Transportation (NMDOT) in cooperation with the Federal Highway Administration is developing plans for the US 54 Roadway Improvements Project from MP 146 to MP 163 south of Corona in Lincoln County. The project purpose is to improve the roadway conditions, safety, and drainage. The new roadway would be constructed on an offset alignment east of the existing roadway alignment within the 200-foot NMDOT right-of-way. The improved roadway would consist of two 12-foot driving lanes and two 8-foot shoulders. Passing lanes would be constructed at several locations. During construction, paved crossover locations would be constructed to move traffic from the existing to the new roadway as needed.

**Meeting Opportunity:** NMDOT representatives and project team members are seeking feedback from the public on holding a public meeting to present information on the US 54 Lincoln County Roadway Improvement Project. If you would like to propose a public meeting or would like more information about the project, please contact Eric Johnson, Marron and Associates, by telephone at (505) 898-8848 or by email at [eric@marroninc.com](mailto:eric@marroninc.com).



**US 54 Lincoln County Project Area**

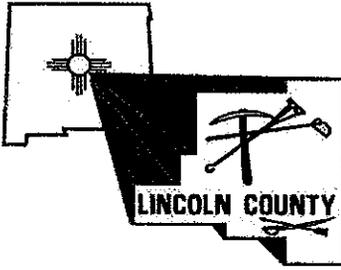
**Comments:** Written comments on the US 54 Project may be sent by August 5, 2016 to:

Eric Johnson  
Marron and Associates  
7511 Fourth Street NW  
Albuquerque, NM 87107

phone: (505) 898-8848

email: [eric@marroninc.com](mailto:eric@marroninc.com)

fax: (505) 897-7847



# County of Lincoln

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July 14, 2016

Governor Susana Martinez  
Office of the Governor  
490 Old Santa Fe Trail  
Room 400  
Santa Fe, NM 87501

Re: NM Department of Cultural Affairs Proposed Reorganization of Lincoln County Historic Sites

Dear Governor Martinez:

I am writing at the direction of the Lincoln County Board of Commissioners. On May 25<sup>th</sup>, the plan to reorganize New Mexico Historic Sites Division was presented by the NM DCA Cabinet Secretary Veronica Gonzales to Historic Site Managers across the state. This reorganization called for a Reduction-in-Force ("RIF") of existing Managers, including two in Lincoln County, with one overseeing the Lincoln Historic Site and the other overseeing the Ft. Stanton Historic Site. These two positions were to be replaced by one Regional Manager who would oversee both sites.

The public outcry from both Lincoln County residents and others outside the County who responded to this news in terms of the impact on the preservation of our heritage, was loud, immediate and wide-spread. Hundreds of e-mails and letters were sent to both State and Department of Cultural Affairs' leadership. Their voiced concerns regarding the announced reorganization include:

- Tourist visitations to Lincoln and Fort Stanton Historic Sites (and thereby the County and New Mexico) will be reduced;
- Deteriorated condition of buildings will worsen with reduced management and funding;
- Reduction of funding equates to unfair burden being placed on future opportunities for success;
- Both Lincoln and Ft. Stanton have been understaffed and underfunded for years; further cuts will be devastating;
- Combining two staffs under one Regional Manager will not work; it's been tried before and failed;
- Morale of staff members and volunteers is low due to uncertainty, resulting in loss of both employees and volunteers.

County representatives, with the support and assistance of Representative Nora Espinoza, requested and were granted a meeting with Secretary Gonzales and her key staff members instrumental in developing reorganization plans. They explained the need for the reorganization was triggered by significant reduction in the DCA budget due to cuts from state general fund allocations.

Secretary Gonzales explained that FY17's anticipated \$2.1 million budget deficit forced a major revision to their overall management model throughout all divisions and programs of DCA including: Historic Sites, NM Arts, Historic Preservation, Libraries, Museums, IT, the Office of the Secretary, and more. Across the board they have taken critical steps to function within the allotted budget, including: cutting back on non-essential spending, freezing non-critical assets, transferring those

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ENCL 4

fund balances to personnel, not back-filling a number of positions (vacancies have grown from 60 to 90); bumping full-time employees to part-time; sharing personnel among departments, such as communications and security. In addition to expense reductions, DCA implemented process changes and fee increases: reduced "free days" to one per month; increased entrance fees, implemented a "family pass" program. Along with those cost-cutting and revenue-increasing activities, DCA has been crafting a longer-range plan which strives to achieve a balanced budget through future years. Dr. Pappas provided information about the longer-range plan, which adopts a strategic, streamlined management model across all divisions of DCA. With respect to Historic Sites, he provided the *Proposed Organization Chart* for the Lincoln / Ft. Stanton Region, and the *Current Organization Chart* for Lincoln and Ft. Stanton as stand-alone sites. DCA anticipates greater efficiency and service to the Historic Sites under this innovative restructure. See attached.

During its June 28<sup>th</sup> Commission Meeting, the Commissioners heard comments from the public expressing genuine concern that the reorganization will negatively impact the ability of the Staff to properly maintain the sites in a manner that will continue to attract visitors to Lincoln County; that these staffing cuts are on top of already understaffed sites; and that this further reduction in staffing would place an unfair burden on the strong volunteer groups in Lincoln and Ft. Stanton. Public comments also included a barrage of facts detailing the strong visitation to these two sites from other counties in New Mexico, other states and other countries, which provides a positive economic impact to not only our local communities, but also to the County and the State.

The Board of Lincoln County Commissions takes very seriously its duty to spend public funds in a manner that best serves the public, and knows that the State and its various departments, including the Department of Cultural Affairs do as well. It recognizes the hard work you and your staff, as well as Secretary Gonzales and her team have expended on managing the State and the Department of Cultural Affairs with reduced revenues. While the Board of County Commissioners is not convinced that the reorganization is going to result in employment problems that negatively impact the sites and the economy; it is not convinced that it will not. The Commissioners know that DCA did not enter into this process blindly, and respect the decisions made. It also requests that, should DCA's reorganization plan negatively impact the historic sites of Lincoln and Ft. Stanton, it will be reconsidered for further revision.

We are aware of the State Personnel Board's hearing scheduled for July 21, 2016, in Santa Fe, and also of the Legislative Finance Committee's meeting in Ruidoso on July 27 and 28, both of which will address DCA's Reorganization Plan. In addition to the Lincoln County Commission having representation at both meetings, the residents of the County will as well.

Thank you for sharing your valuable time with us to consider our concerns.

Respectfully,

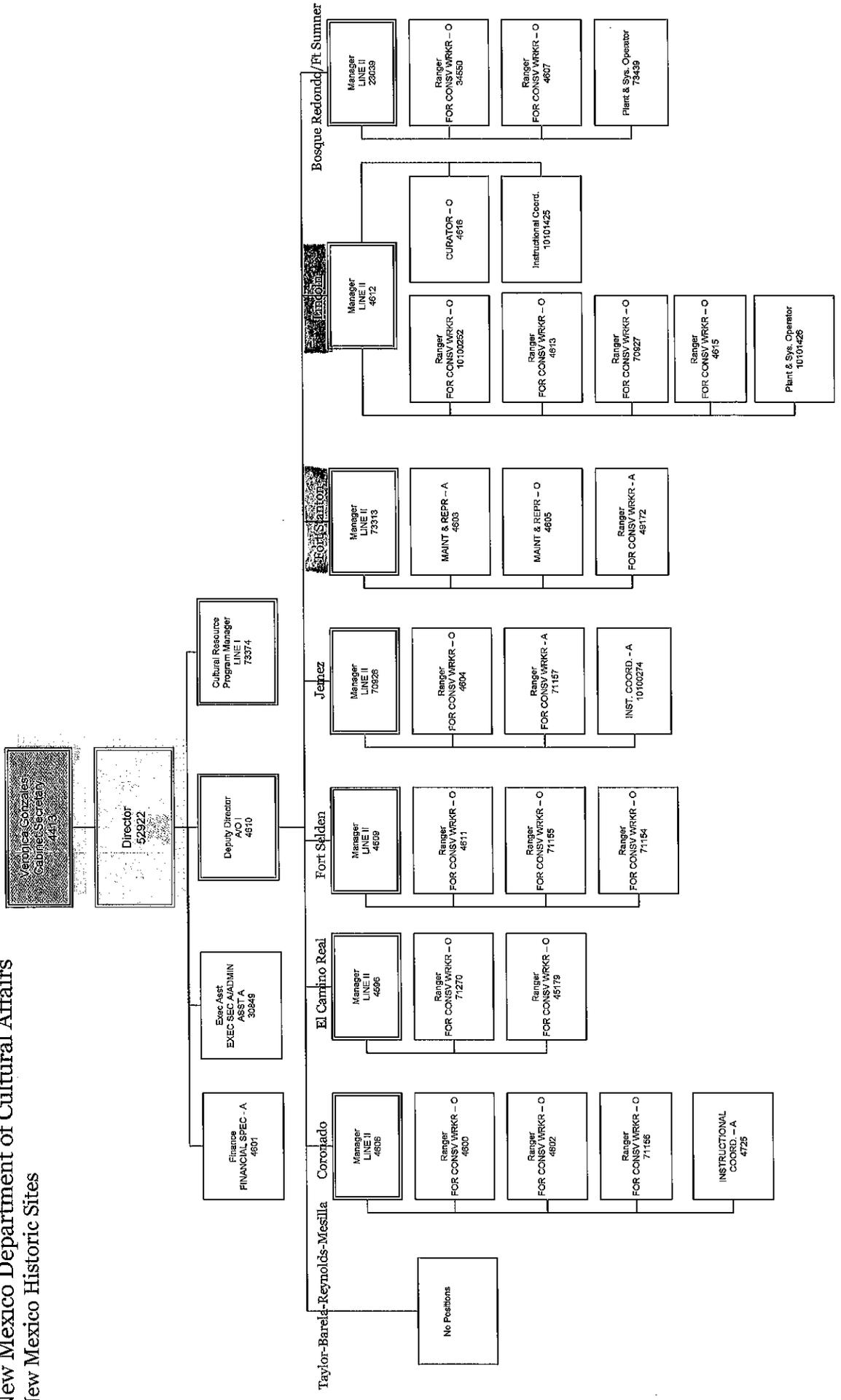


Nita Taylor  
**Lincoln County Manager**  
575.808.1379 (cell)  
[NTaylor@lincolncountynm.gov](mailto:NTaylor@lincolncountynm.gov)

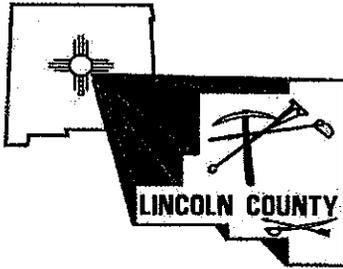
cc: Secretary Veronica Gonzales

Current

New Mexico Department of Cultural Affairs  
New Mexico Historic Sites







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# County of Lincoln

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## AGENDA Item No. 14

July 16, 2016

### MEMORANDUM

**TO:** County Commissioners

**FROM:** Nita Taylor, Lincoln County Manager 

**SUBJECT:** Preliminary Infrastructure Capital Improvement Plan

**Discussion:** The Commission discussed the Infrastructure Capital Improvement Plan at its June Commission meeting, and identified the remodel of the Detention Center's medical suite as the first priority. The Commissioners also supported leaving the construction of the new hospital on the ICIP. For discussion purposes, the ICIP before you lists the following projects as the top five priorities:

- |  |              |
|--|--------------|
| 1. Expand Detention Center (Remodel medical suite) | \$ 570,000   |
| 2. County Road Repaving – 3 miles                  | \$ 500,000   |
| 3. Lincoln County Medical Center                   | \$12,500,000 |
| 4. New Road Yard                                   | \$ 560,000   |
| 5. Fire Station Water Holding Tanks                | \$ 30,000    |

As shown on the ICIP summary at **Enclosure 1**, the actual funding being requested has not yet been populated. Recent history has shown that when low cost projects are included in the top five projects, it is often what is awarded. I.e., White Oaks Fire Station has received two separate awards totaling \$45,000 and last year the County received funding support for only one project: \$60,000 for the Ruidoso Health Center Heating/Cooling Unit. History has also shown that some amount of County matching funds assists in obtaining awards.

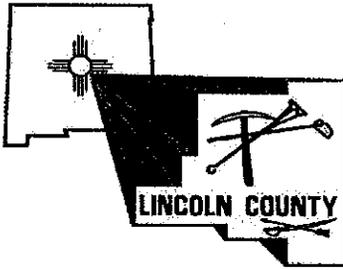
Again, final Commission-approved ICIP must be submitted to DFA by September 2, 2016, requiring a decision to be made during its August meeting. Based on your direction, a revised draft ICIP will be presented to the Commission in August for final approval.

**Recommendations:** Provide ICIP input and direction.

**Infrastructure Capital Improvement Plan FY 2018-2022**

**Lincoln County  
Project Summary**

ID	Year	Rank	Project Title	Category	Funded to date	2018	2019	2020	2021	2022	Total Project Cost	Amount Not Yet Funded	Phases?
31205	2017	001	Ruidoso Health Center Heating/Cooling Unit	Health-Related Cap Infra	0	60,000	0	0	0	0	60,000	60,000	No
23877	2017	002	Expand White Oaks Fire Station	Fire	45,000	255,000	0	0	0	0	300,000	255,000	No
31466	2017	006	Senior Center Program Wide Equipment	Senior Facilities	0	100,000	0	0	0	0	100,000	100,000	No
31467	2017	007	Senior Center Program Wide Vehicle Replacement	Senior Facilities	0	100,000	0	0	0	0	100,000	100,000	No
31508	2017	008	Senior Center Program Wide Building Upgrades	Senior Facilities	0	100,000	0	0	0	0	100,000	100,000	No
28733	2018	001	Expand Detention Center	Domestic Violence Facilities	163,000	<del>527,000</del> 570K	0	0	0	0	700,000	537,000	No
31468	2018	002	3 Miles - County Road Repaving	Hiways/Roads/Streets/Bridges	0	500,000	500,000	500,000	500,000	500,000	2,500,000	2,500,000	Yes
31200	2018	003	Lincoln County Medical Center Renovation	Health-Related Cap Infra	0	<del>12,500,000</del> 12,500,000	0	0	0	0	33,000,000	33,000,000	Yes
24125	2018	004	New Road Yard	Adm/Service Facilities (local)	0	<del>560K</del> 560,000	0	0	0	0	560,000	560,000	No
10779	2018	005	Fire Station Water Holding Tanks	Fire	0	30K	0	0	30,000	0	30,000	30,000	No
24124	2018	009	Improve Fairgrounds	Convention Facilities	0	0	120,000	0	0	0	120,000	120,000	No
29713	2018	010	New Horizons Health Center Renovations	Health-Related Cap Infra	70,810	0	429,190	500,000	500,000	0	1,500,000	1,429,190	Yes
28949	2019	001	Live Fire Training Facility	Fire	0	0	0	700,000	0	0	700,000	700,000	No
29037	2019	002	Water Crossings At Fairgrounds	Public Safety Equipment/Bldgs	0	0	0	700,000	0	0	700,000	700,000	No



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# County of Lincoln

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## AGENDA ITEM NO. 15

July 26, 2016

### MEMORANDUM

**TO:** County Commissioners

**FROM:** Nita Taylor, Lincoln County Manager *NT*

**SUBJECT:** Carrizozo Sr. Center Discussion and Update

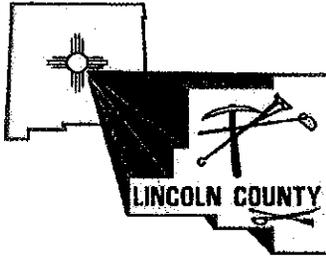
#### Discussion:

During its June Commission Meeting, the Commission approved a requested change order in the amount of \$33,825.08 and the requested addition of 30 days to complete the project, solely to keep the project moving forward. See **Enclosure 1** for request to CDBG for budget modification and extension of time. Although the actual substantial completion timeline is now August 31<sup>st</sup>, the date of November 30<sup>th</sup> was requested as the CDBG close date, which is dependent on finalization of all billing, reporting, etc.

The Commission directed Architectural Firm Wilson & Company, Inc. to determine what the actual costs should be, and what party should bear those costs. Architect Howard Kaplan and Daniel Aguirre, Sr. Vice President, Board of Directors and Municipal Services Division Manager traveled to Carrizozo to meet with Manager regarding their analysis. Their findings resulted in a proposed reduction of the cost of the required changes down to \$26,387.61, with Wilson & Company proposing an allocation of costs among the three parties: Wilson & Company, Inc., Roper Construction and the County of Lincoln. The County of Lincoln would shoulder only those minimal costs associated with additional Fire Marshal requirements. Those requirements are being challenged, as they exceed what is required by the building code. Wilson & Company, Inc. is working with Roper Construction to reach an agreement on cost allocation.

Dan Aguirre, Howard Kaplan and Ryan Roper will be present at the Commission meeting to provide an update of the amount and allocation of additional costs.

**Recommendations:** Based on information provided and discussion, approve or amend recommendation of Architect and/or Contractor.



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# County of Lincoln

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July 11, 2016

Karen Ramage, Project Manager  
Bataan Memorial Building, Suite 202  
407 Galisteo Street  
Santa Fe, NM 87501

RE: **Lincoln County New Senior Center - CDBG #13-C-RS-I-03-G-028**  
**Request for Extension/Budget Amendment #2**

Dear Ms. Ramage:

Lincoln County respectfully requests an extension on the above referenced grant. The current expiration date is July 31, 2016. There are several factors that have caused delay this fiscal year in the project, including long wait times on the Construction Industries Department, weather delays in the fall and winter, and required design modification.

Due to these reasons and recent change orders, the County would like to request an extension to November 30, 2016 to ensure the project has been completed, closed out and all close out documents have been obtained.

We would also like to submit a budget amendment changing the line items to accurately reflect the cash match / leverage amount that has been spent and to also include Change Orders #1 and #2 in the construction line item. **All changes occur on the cash match/leverage side.** The budget would be changed as follows:

- Increase "construction" line item by \$2,937.35 per Change Order #1
- Increase "construction" line item by \$26,387.61 per Change Order #2
- Increase "other professional" line item by \$7,015.00

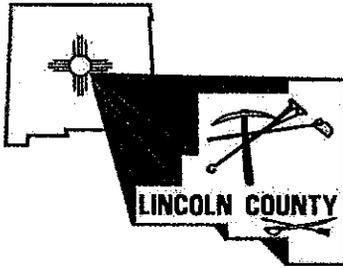
Thank you and please me or call Dora Batista at 575 624-6131 if you have any questions or need changes to the exhibits.

Sincerely,

Nita Taylor  
Lincoln County Manager  
575.808.1379 (cell)  
NTaylor@lincolncountynm.gov

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(575) 648-4182

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# County of Lincoln

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## AGENDA Item No. 16

July 16, 2016

### MEMORANDUM

**TO:** County Commissioners

**FROM:** Nita Taylor, Lincoln County Manager 

**SUBJECT:** Solid Waste Collection Services - Update

**Discussion:** During its April meeting, the Commission was briefed on the current status of Solid Waste Collection Activities, and provided costs of services that largely included settlement and transition costs. More realistic revenues and expenses are as budgeted for FY2017. See **Enclosure 1**.

**Revenue Forecast.** Based on fiscal year end, basic quarterly revenues collected were as follows:

1 <sup>st</sup> Quarter	\$201,935
2 <sup>nd</sup> Quarter	\$178,593
3 <sup>rd</sup> Quarter	\$229,695
4 <sup>th</sup> Quarter	199,380
<b>Total</b>	<b>\$818,603</b>

The FY2017 budget forecasts \$825,806 in annual revenues. We anticipate these revenues to continue to grow once the process to file property liens for non-payment of fees is in place. Since the Commission action to adopt the lien-filing process, 43 of those delinquent accounts (11.5%) have been paid in full.

**Expense Forecast.** The FY 2017 expenses are estimated as follows:

Landfill tipping fees	\$ 30,000
VOR Transfer Station fees	\$ 73,395
Sierra Contracting	\$637,534
GRT	\$ 40,133
Postage - Electricity	\$ 22,000
<b>Sub-Total</b>	<b>\$803,062</b>
Salary / Benefits	\$ 46,449
<b>Total Including Salary / Benefits</b>	<b>\$849,511</b>

In addition, the budget also includes approximately \$160,000 for additional transition costs (compactor sites), equipment maintenance and capital outlay.

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**Site Preparation.** During the February 2016 Commission meeting, the Commission considered the status and recommendations for existing compactor site locations and provided direction to for moving forward. A number of those sites have been identified for relocation due to several factors, including current ownership of the site, accessibility to the public and the contractor for trash collection; and safely of the existing location. The original included the following:

1. **Alto Mountain Village.** Initial Commission approval for potential move to Village of Ruidoso owned property behind Chisum Convenience Store, if available for purchase at a reasonable price. Site is not available; current recommendation is to leave at its existing location for now;
2. **Cedar Creek.** Compactor will remain in same location. Smokey Bear Ranger District has provided notification that permits have been signed and are in the process of delivery to the County;
3. **Laughing Horse Trail.** This compactor is being relocated to Cora Dutton, and is the current sight being worked on for installation of electricity and concrete pad;
4. **Nosker/McCoy Property on Hwy 70.** This compactor will be relocated to Glencoe Fire Station #1, on County owned property.
5. **Buckhorn.** This compactor is currently located on private property off of Hwy 70 in the Glencoe area. This location is not safe and convenient for customers and Sierra Contracting to access, and is being relocated to Glencoe Fire Station#2.
6. **Hondo.** Located on County property that houses Hondo Senior Center. No plan to relocate.
7. **Lincoln.** Currently leasing from Village of Ruidoso, which considered County's inquiry to purchase. The Village is leasing that location to the FAA, and arranged a sub-lease with the County in 2003. They are working to terminate the existing lease and consider selling the land to the County. Until then, they have proposed entering into a short-term lease, pending a potential eventual sale to the County.
8. **Loma Grande.** County has received executed copy of access permit from New Mexico Department of Transportation. See **Enclosure 3**. Transition complete.
9. **Ranches of Sonterra.** Five-year Lease entered into between the County and the Ranches of Sonterra Property Owners Association on March 21, 2016. Should lease terminate for any reason, two potential replacement sites have been identified: Bonito Fire Station on Hwy 220 or vacant land at corner of Hwy 220 and Old Ft. Stanton Road.
10. **San Patricio.** Compactor currently located on a curve / angle, which is not convenient for customers or Sierra Contracting to access. Per Commission direction, other options continue to be explored.
11. **Sun Valley.** This site is not being used by the County, but the property is within the County-owned right-of-way, and is being used by GSWA to provided services to Sun Valley Water & Sanitation District. As this site has been identified as unsafe for customers and contractor to access, GSWA has been requested to remove its compactor from that site.

Based on experience with existing sites and working side x side with Sierra Contracting, we are recommending several changes and additions to the above list:

- **Glencoe Compactor - Nosker/McCoy Property on Hwy 70.** Retain existing location;
- **Eagle Creek** – Consider compactor on Eagle Creek Court;
- **Alpine Village** – Consider compactor placement

**Requests for Services.** The County continues to receive a large number of complaints regarding the lack of slash pick-up. Sierra's grapple truck is expected to arrive in the near term, and Sierra is prepared to provide the County with a quote to provide that service.

**Recommendation:** Consider and take action on request for additional two compactor sites and provide other direction as needed.

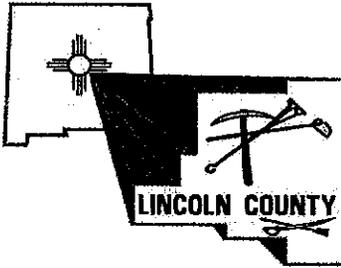
FORM SP-2  
SOLID WASTE

(CENTS ROUNDED TO NEAREST DOLLAR)

LINCOLN COUNTY

(A) SOLID WASTE	(B) ACCOUNT CODE	(C) 2013-2014 FY ACTUAL	(D) 2014-2015 FY ACTUAL	(E) 2015-2016 FY BUDGET	(F) 2016-2017 FY REQUEST		(G) ADJUSTMENT	(H) ADJUSTED TOTAL 2016-2017 FY BUDGET
					2016-2017 FY BUDGET	ACCOUNTS PAYABLE		
REVENUES								
Solid Waste GRT	949				40,133			40,133
Liens	1052				0			0
Solid Waste Fee	1140				825,806			825,806
Reimbursement/Refund	1262				0			0
Late Fees Payment	1563				5,000			5,000
CARRYOVER -								
<b>TOTAL REVENUE (Carry to Recap)</b>		0	0	0	870,939	0	0	870,939
TRANSFERS IN & OUT								
IN (FROM 563)	1950						137,650	137,650
OUT	1951						0	0
<b>TOTAL TRANSFERS (Carry to Recap)</b>		0	0	0	0	0	137,650	137,650
EXPENDITURE SUMMARY								
FULL TIME SALARY	2002				34,704			34,704
FICA	2010				2,152			2,152
PERA	2011				3,314			3,314
WORKER'S COMPENSATION	2012				9			9
GROUP INSURANCE	2013				5,073			5,073
MEDICARE	2015				503			503
RETIREE HEALTH CARE .013	2017				694			694
<b>TOTAL SALARY &amp; BENEFITS</b>		0	0	0	46,449	0	0	46,449
EXPENDITURE SUMMARY								
TIPPING FEES - LANDFILL	2019				30,000			30,000
TRANSFER STATION FEES - VOR	2020				73,395			73,395
<del>SIERRA</del> BILLING PAMENT (Sierra)	2024				637,534			637,534
GRT (CRS)	2025				40,133			40,133
POSTAGE	2101				6,000			6,000
ELECTRIC	2107				16,000			16,000
TRANSITION COSTS	2126				0		30,066	30,066
MAINTENANCE EQUIPMENT	2131				0		30,000	30,000
CAPOUT-EQUIPMENT	2921				20,187		78,825	99,012
<b>TOTAL OPERATING EXPENSES</b>		0	0	0	823,249	0	138,891	962,140
<b>TOTAL EXPENDITURES (Carry to Recap)</b>		0	0	0	869,698	0	138,891	1,008,589

EA 11



# County of Lincoln

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## AGENDA Item No. 17

July 16, 2016, 2015

### MEMORANDUM

**TO:** County Commissioners

**FROM:** Nita Taylor, Lincoln County Manager *NT*

**SUBJECT:** Obtain Bond Counsel for Potential General Obligation Bond Election

### DISCUSSION:

During the April 14, 2015 Special Commission Meeting, the Commission approved the entering into a Letter Agreement with RBC Capital Markets to serve as its Municipal Advisor while it moved forward with considering the building of a new hospital. RBC Capital Markets assisted the County in understanding the various funding option available and in selecting the option the fits the County's needs – a General Obligation Bond. RBC Capital Markets will continue to work with us as we move forward with obtaining the Bond.

In the event that the County is able to move forward with the construction of the new hospital and has the need for a General Obligation Bond, it must hire bond counsel services. Chris Muirhead of Modrall Sperling Lawyers has previously provided that service to the County and has formally proposed to provide that service again. See **Enclosure 1**. Services provided will include identifying eligible projects to be financed with bond proceeds, draft ballot questions, prepare the required election resolution and proclamation, coordinate publications and coordinate with County.

The County will be able to move most expeditiously with prior Commission approval to engage the services of Mr. Muirhead once successful negotiation of PHS / County lease agreement has been finalized.

**Recommendation:** Grant authority to Manager and Attorney to finalize Letter Agreement with Chris Muirhead, Modrall Sperling Lawyers, once successful negotiation of PHS / County lease agreement has been finalized.



MODRALL SPERLING

L A W Y E R S

July 15, 2016

Christopher P. Muirhead  
505.848.1858  
Fax: 505.449.2058  
cmuirhead@modrall.com

Nita Taylor  
Lincoln County Manager  
300 Central Avenue  
Carrizozo, NM 88301  
[ntaylor@lincolncountynm.gov](mailto:ntaylor@lincolncountynm.gov)

Re: *Lincoln County General Obligation Bond Election and Related General Obligation Bonds*

Dear Nita,

This letter is our formal proposal to provide bond counsel services for the Lincoln County bond election to be held in 2016 requesting voter authorization for issuance of general obligation bonds. We will assist with identifying eligible projects to be financed with bond proceeds, draft ballot questions, prepare the required election resolution and proclamation, coordinate publications, and coordinate with you, the County Clerk, the County's General Counsel, and the County's Financial Adviser on other election-related tasks.

Daniel Alsup and I will be the lawyers primarily responsible for the work on the election and the bonds, and we will be your primary contact persons. Other attorneys and legal assistants may be assigned to assist us where necessary to take advantage of available expertise.

Assuming issuance of the general obligation bonds is approved by the voters, our bond counsel fee will be calculated on the amount of bonds issued at a rate of \$1.75/\$1,000 par amount of the bonds (with a minimum of \$22,500 per issue), plus gross receipts taxes and out-of-pocket costs, for each issue of bonds. If the issuance of the bonds is not approved by the voters at the election, we will charge fees for work related to the election at our regular rates, up to a maximum fee of \$7,500 plus gross receipts taxes and out-of-pocket expenses.

We may forward to you for payment the more expensive third-party charges (such as translation and publication costs), and lesser charges will be included in our billing statement for reimbursement. We will provide a billing statement after the bonds are issued or, if the election is unsuccessful, after the election.

Please review this letter, and if you have any questions or comments concerning our representation of Lincoln County as bond counsel, please contact me. If this proposal is acceptable, please indicate your agreement to its terms by signing and returning the duplicate to me.

Modrall Sperling  
Roehl Harris & Sisk P.A.

500 Fourth Street NW  
Suite 1000  
Albuquerque,  
New Mexico 87102

PO Box 2168  
Albuquerque,  
New Mexico 87103-2168

Tel: 505.848.1800  
[www.modrall.com](http://www.modrall.com)

ENCL 1

Nita Taylor  
Lincoln County Manager  
July 15, 2016  
Page 2

Thank you for this opportunity to provide bond counsel services to you and Lincoln County.

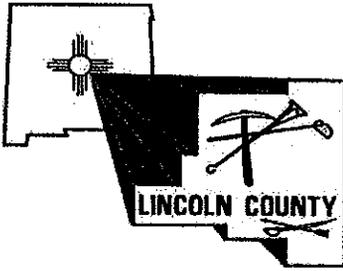
Sincerely,

Chris Muirhead

ACCEPTED AND AGREED TO:

By: \_\_\_\_\_  
Nita Taylor  
Lincoln County Manager

DATE: \_\_\_\_\_



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# County of Lincoln

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## AGENDA Item No. 18

July 16, 2016

### MEMORANDUM

**TO:** County Commissioners

**FROM:** Nita Taylor, Lincoln County Manager *NT*

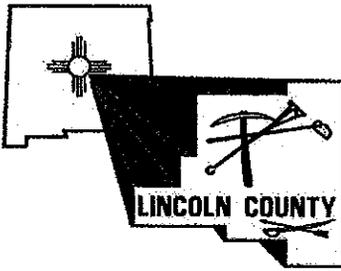
**SUBJECT:** Approval of RFP #16-17-001 - Banking Services for the County of Lincoln

**DISCUSSION:** On June 2, 2016, the County advertised and posted on its website the issuance of Requests for Proposals to provide Banking Services for the County of Lincoln.

Submitted sealed proposals were opened on July 14, 2016. An Evaluation Committee, consisting of Treasurer Beverly Calaway, Chief Deputy Treasurer Sherrie Huddleston and Finance Director Punkin Schlarb reviewed and ranked the Evaluation Criteria. The average scores assigned to the offerors are as follows (highest being the best response).

1 <sup>st</sup> National Bank	97
City Bank	90
Washington Federal	60

**Recommendation:** The Evaluation Committee recommends the immediate commencement of agreement negotiations with 1<sup>st</sup> National Bank for Banking Services for the County of Lincoln.



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# County of Lincoln

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## AGENDA ITEM No. 19

July 15, 2016

### MEMORANDUM

**TO:** County Commissioners

**FROM:** Nita Taylor, Lincoln County Manager *NT*

**SUBJECT:** Final Budget Approval FY 16-17 - Public Hearing

At the regular commission meeting of May 17, 2016, the county's preliminary budget was approved, with modifications, and forwarded to DFA for subsequent approval, which was received on June 28, 2016. As a separate document, you have received the "County of Lincoln Final Budget for Fiscal Year 2016 – 2017". At **Enclosure 1**, pages 1 and 2, are the summary sheets of that Final Budget for your convenience and the public's information. At **Enclosure 2** is the County Budget Review Checklist utilized by the Department of Finance and Administration. A key measuring factor to determine the health of a budget is to compare forecasted revenues for the year to the transfers and expenses to be covered by those revenues. The guideline is for the total of general fund transfers and expenses not to exceed general fund revenues by more than 5%. This budget reflects a healthy ratio of 1.51%.

### Review of Changes:

#### 1. **Changes in Revenue & Expenditures Since Preliminary Budget:**

The Treasurer's beginning cash balance of **\$ 8,753,539** has been modified from the preliminary budget forecast \$6,500,000. This reflects a true-up of \$2,253,539 (+34.7%) that is due to a number of adjustments required to: 1) accommodate bills received and paid since May 18<sup>th</sup>; 2) account for expenses budgeted for prior year, that were underspent; and 3) recognize other factors since the preliminary budget was approved. Final Adjusted Budgeted Fund Expenditures of **\$7,460,475** has also been modified, for the same reasons, from the preliminary budget amount of \$7,421,695. The resulting Adjusted Ending Cash Balance is **\$8,640,530**. See **Enclosure 3** for a summary of key modifications from the Preliminary Budget to the Final Budget.

2. **Ending reserve over required reserve.** By law, funds must be reserved in the amount of 3/12 of General Fund expenditures. The required reserve is \$1,865,119, and this budget reflects \$6,775,411 over that requirement. With a cash balance of \$6,775,411, the Commission may want to consider the approval of additional funding requests. It is key to keep in mind that for every \$1.00 of budget funds increased, the required reserve will increase by 25¢ and the amount over required reserve will decrease by \$1.00.

3. **After reviewing the above, consider potential additions or deletions of the following:**
- Review external requests to see if any changes are desired (**Enclosure 4**).
  - Review previously unfunded and new requests and approve additional funding to the extent you want to commit the revenues for these expenditures (**Enclosure 5**).
  - Review preliminary cost estimates for Phase 1 for Lincoln County Detention Center renovation and expansion of medical suite. (**Enclosure 6**) Current Capital appropriation awarded to the County is \$161,370. With the project ranking No. 1 on the ICIP, a County match in the amount of \$200,000 would greatly increase the likelihood of receiving an additional award:

Total Cost of Phase 1	\$569,888
2014 Capital Appropriation	\$161,370
County Matching Funds	\$200,000
Additional Capital Appropriation	<u>\$208,518</u>
<b>TOTAL</b>	<b>\$569,888</b>

4. **Hospital and Rural Clinic Requests.** Review funding requests and Commission approvals for LCMC Hospital; PHS and La Casa Buena Salud Rural Clinics and determine if any changes are desired. (**See Enclosure 7**)
5. **Hospital Mill Levy.** On November 4, 2014, Lincoln County voters approved the Hospital Mill Levy for 3.0 mills. Annually the Commission determines the amount of mill levy to apportion for the fiscal year. Historically the Commission has apportioned 2.0 mills to the hospital and .6 mills to the rural clinics. The hospital mill levy is at the maximum of 2.0, and the rural clinics level can be increased by .4 mills, to the fully approved 1.0.
6. **Comment:**

The Elected Officials and Department Heads are to be commended for diligently participating in the budget process; each has been reasonable in their forecasts for FY16-17, and was cognizant of the past year's budget guidelines in the management of their operations. As this budget process necessarily falls mainly to Finance and Treasury, Punkin Schlarb, Sherry Huddleston and Beverly Calaway and their teams expended valuable time and energy "over and above" in finalizing this budget package and recommendation. Through their diligent efforts to develop and monitor the budget throughout the year, I'm confident this FY 2016 – 2017 Lincoln County Budget is solid and properly reflects conservatively forecasted revenues, as well as forecasted expenditures at levels that ensure responsible oversight of public funds.

**Recommendation.** Direct Staff to incorporate all Commission approved modifications, and adopt Resolution 2016-3 for forwarding to DFA with the final budget.

Department of Finance and Administration  
Local Government Division  
Budget Recapitulation

(CENTS ROUNDED TO NEAREST DOLLAR)

Entity Code 26 GENERAL FUND

Fiscal Year 2016-2017

USE OVER REQ. RESERVES  
8,640,530 ENDING CASH

(A) PROPERTY TAX CATEGORY	(B) ACCOUNT NUMBER	(C) 2015 FINAL VALUATIONS	(D) 2015 OPERATING TAX RATE	(E) TOTAL PRODUCTION	
				IC X DF 93%	IC X DF 93%
RESIDENTIAL	31500	835,623,851	0.007919	6,617,305	
NON-RESIDENTIAL	31500	382,766,773	0.010981	3,983,542	
COLLECTION RATIO				93%	
TOTAL PRODUCTION				9,858,788	

1,865,119 REQ. RESERVE  
6,775,411 OVER REQ. RESERVE

12,144,775 REVENUES  
-4,797,309 TRANSFERS  
7,460,475 EXPENDITURES  
-113,009 REV TO EXP.

6,775,411 Total over required reserves  
-113,009 use for Recurring Expenses  
6,862,402 use for NonRecurring expenses

1,865,119 REQUIRED RESERVE 312  
258,183 REQUIRED RESERVE 1/2

(F) FUND TITLE	(G) FUND NUMBER	(H) FY 2016-2017 BEGINNING CASH BALANCE	(I) FY 2016-2017 ADJUSTED BUDGETED FUND REVENUES	(J) FY 2016-2017 ADJUSTED OPERATING TRANSFER	(K) FY 2016-2017 ADJUSTED BUDGETED FUND EXPENDITURES	(L) FY 2016-2017 ADJUSTED ENDING FUND CASH BALANCE	(M) APPROVED RESOLUTIONS
GENERAL FUND	401	8,753,539	12,144,775	(4,797,309)	7,460,475	8,640,530	
ROAD FUND	402	500,000	953,148	1,639,592	2,834,557	258,183	
RECREATION	404	0	0	0	0	0	
SPECIAL PROGRAMS	405	0	0	87,260	87,260	0	
RECORDING FEES	406	203,400	46,900	0	189,894	60,406	
BONITO FIRE DEPT.	407	129,495	226,951	(50,798)	305,648	0	
HONDO FIRE DEPT.	409	213,807	92,255	21,277	327,339	0	
LINCOLN FIRE DEPT.	410	402,121	117,753	0	519,874	0	
NOGAL FIRE DEPT.	411	54,125	120,776	0	174,901	0	
GLENCOE-PALO VERDE FIRE DEPT.	412	58,372	115,950	(37,683)	136,639	0	
CAPITAL IMPROVEMENTS PROJECTS	414	0	0	708,859	708,859	0	
CELL TOWER	415	0	48,500	0	48,500	0	
WHITE OAKS FIRE DEPT.	416	76,716	72,537	(22,322)	126,931	0	
AGREEMENTS	418	0	0	184,951	184,951	0	
ARABELA FIRE DEPT.	419	96,560	70,943	(12,180)	155,323	0	
LEGISLATION APPROPRIATIONS	420	0	903,420	(314,400)	589,020	0	
GAS TAX SPECIAL	421	68,634	195,000	0	263,634	0	
PREDATORY ANIMAL CONTROL	423	61,944	61,944	25,932	94,500	0	
FIRE SERVICES ADMINISTRATION	424	38,507	66,256	0	104,763	0	
FIREFIGHTING/STRIKE ACTIVITIES	425	0	30,000	0	30,000	0	
FOREST TITLE III	428	0	21,981	3,019	25,000	0	
<b>Page Total</b>		<b>10,601,997</b>	<b>15,289,089</b>	<b>(2,563,802)</b>	<b>14,368,065</b>	<b>8,959,119</b>	<b>0</b>

ENCL 1

**Budget Recapitulation - Continued**  
(CENTS ROUNDED TO NEAREST DOLLAR)

County LINCOLN

(F) FUND TITLE	(G) Page # FUND NUMBER	(H) FY 2016-2017 BEGINNING CASH BALANCE	(I) FY 2016-2017 BUDGETED FUND REVENUES	(J) FY 2016-2017 ADJUSTED OPERATING TRANSFER	(K) FY 2016-2017 ADJUSTED BUDGETED FUND EXPENDITURES	(L) FY 2016-2017 ADJUSTED ENDING FUND CASH BALANCE	(M) APPROVED RESOLUTIONS
LOGGERS TAX FUND	43	48,519	47,689		96,188	0	
CORRECTIONS	44	575,000	502,560	2,389,291	3,466,851	0	
JAG	45	0	0	0	0	0	
HOMELAND SECURITY FUND	46	33,003	229,252	72,072	334,328	0	
SHERIFF SEIZURE FUND	47	1,089	0	0	0	1,089	
REAPPRAISAL FUND	48	219,957	266,000	0	374,305	111,652	
RUIDOSO AREA AMBULANCE	49	15,100	19,922	0	35,016	5	
CAPITAN AMBULANCE DEPT.	50	344	7,314	0	7,657	0	
CARRIZO AMBULANCE DEPT.	51	1,741	5,438	0	7,179	0	
CORONA AMBULANCE DEPT.	52	980	5,221	0	6,201	0	
HONDO AMBULANCE DEPT.	53	7,051	7,385	0	14,436	0	
RURAL HEALTH CLINICS	54	665,956	654,334	0	733,930	586,360	
LCMC - HOSPITAL	55	1,369,711	2,198,741	0	2,182,656	1,385,796	
DEER PARK SP FUND	56	0	0	0	0	0	
DEER PARK SAD INCOME FUND	57	724,922	131,350	(131,890)	131,890	592,492	
LCMC LEASE FUND	58	3,025,525	1,100,000	0	3,300,000	825,525	
LAW ENFORCEMENT PROTECTION	59	2,360	32,000	0	34,360	0	
ZIA SENIOR CITIZENS	60-65	104,421	565,977	130,578	800,975	0	
ENVIRONMENTAL GROSS RECEIPTS	66	137,650	150,000	(137,650)	150,000	0	
SOLID WASTE	67	0	870,939	137,650	1,008,589	0	
TREASURER'S RETURNED CK FUND	68	3,607	2,000	0	5,607	0	
ENHANCED 911 DATA BASE/NETWORK	69	335	6,000	0	6,335	0	
FOREST HEALTH FUND	70	170,346	21,807	0	29,217	162,936	
MISDEMEANOR COMPLIANCE FUND	71	0	110,500	0	110,500	0	
CDBG GRANT FUND	72	0	309,035	149,134	64,334	393,835	
INDIGENT CLAIMS FUND	73	913,267	646,000	8,421	1,314,232	253,456	
JUVENILE FUND	74	0	104,751	70,500	175,251	0	
NM HIDTA PARTNERSHIP GRANT	75	0	135,513	(967)	134,546	0	
1st 1/8 GRT STATUTORY RESERVE	76	171,039	0	0	0	171,039	
DISASTER RELIEF FUND	77	3,905,753	0	0	1,180,547	2,725,206	
1st 1/8th GRT INCOME FUND	78	0	646,000	(378,850)	267,150	0	
1st 1/8th GRT DEBT RESERVE FUND	79	272,000	0	255,873	255,873	272,000	
Page Total		12,369,676	8,775,708	2,564,162	16,228,152	7,481,394	0
Grand Total		22,971,572	24,064,797	360	30,596,217	16,440,512	0

State of New Mexico Department of Finance and Administration  
Local Government Division  
COUNTY Budget Review Checklist

ANALYST  
ERICA CUMMINGS

FISCAL YEAR  
2016-2017

COUNTY  
LINCOLN

ITEMS NEEDED FOR SUBMISSION:

Resolution approving budget

INTERIM APPROVAL Analysis Initial by Analyst Erica Cummings  
INTERIM REVIEW by Bureau Chief

INTERIM RECEIVED  
May 17, 2016

FINAL RECEIVED  
April 15, 2016

FINAL APPROVAL Analysis Initial by Analyst Erica Cummings  
FINAL REVIEW by Bureau Chief

FINAL RECEIVED  
April 15, 2016

FINAL RECEIVED  
April 15, 2016

QUARTERLY REPORT SUBMISSION STATUS  
Date last report received: April 15, 2016  
For report ending:

QUARTERLY REPORT SUBMISSION STATUS  
6/30th report received:

QUARTERLY REPORT SUBMISSION STATUS  
6/30th report received:

AUDIT COMPLIANCE  
FY 2016: circle applicable YES / NO

AUDIT COMPLIANCE  
FY 2016: circle applicable YES / NO

AUDIT COMPLIANCE  
FY 2016: circle applicable YES / NO

SUPPORTING SCHEDULES:

- Salary
- Insurance
- Debt Service
- Investment
- S-5 Detail of Non-Budgeted Reserve Req (IF APPLICABLE)

Counties: Verify Elected Official Salaries

BUDGETS	Beginning Cash Balance @ July 1	Investments	Revenues	Transfers	Expenditures	Ending Cash Balance	Required Reserves unavailable for budgeting	Available Ending Cash Balance
General - Operating	\$8,753,539	\$0	\$12,144,775	(\$4,797,309)	\$7,460,475	\$8,640,530	\$1,865,119	\$8,775,411
County Road	\$568,634	\$0	\$1,148,148	\$1,639,592	\$3,098,191.00	\$258,183	\$258,183	\$0.42
GRAND TOTAL	\$22,979,338	\$0	\$24,004,620	\$0	\$30,288,454	\$16,695,504		\$14,572,202
GENERAL FUND			\$12,144,775	(\$4,797,309)	\$7,460,475	(\$113,009)		
Balanced Budget Determination:								
Calculation of revenues and expenditures including transfers								

FINAL	Unaudited Beginning Cash Balance @ July 1	Investments	Revenues	Transfers	Expenditures	Ending Cash Balance	Required Reserves unavailable for budgeting	Available Ending Cash Balance
General - Operating	\$0					\$0	\$0	\$0
Road	\$0					\$0	\$0	\$0
GRAND TOTAL	\$0					\$0	\$0	\$0
GENERAL FUND								
Balanced Budget Determination:								
Calculation of revenues and expenditures including transfers								

NOTE: If higher than 5% note in comments & discuss with entity & warn in letter

NOTE: If higher than 5% note in comments & discuss with entity & warn in letter

FISCAL YEAR	Actual (Reconciled) Prior Year Balances:	DIV/0!
2016-2017	\$0	\$0
2017	\$0	\$0

ENC 2

## **Summary of changes from Preliminary to Final Budget**

**40102 General County Government** – Workers' Compensation due to a 16% increase to premium

**40122 Law Enforcement** – 3% increase for Deputies which increased salaries and benefits by \$ 42,581

**40240 Road** – increase from carryover of accounts payable and the increase to cover the insurance needs of the unfilled positions

**40947 Hondo Fire** – larger cash balance and increased Cap out -building

**41048 Lincoln Fire** – slightly larger cash balance and carryover of accounts payable for a new fire truck

**41149 Nogal Fire** – lower cash balance and carryover of accounts payable for the Loma Grande Fire station; which caused a decrease of expenditures

**41250 Glencoe Fire** – lower cash balance causing a decrease of expenditures

**41491 Capital Improvements** – increase in transfer to cover the carryover of accounts payable for the new fuel monitoring system at the Road yard.

**41513 Cell Tower** – created new fund to separate cell tower escrow for agreements for better tracking purposes

**42028 Legislative Appropriation** – added 3 new awards and the carryover of accounts payable

**42360 Farm & Range** – reduces transfer from general fund due to cash balance.

**45062 Corrections** – increased building maintenance and added capital outlay this was possible due to the reduction in the amount allotted for Management Agreement

**500 Ambulance Services** – will be reverting funds back to the State of New Mexico due to the change of personnel at LCMC as follows:

To be returned will be:

- 500-20 Ruidoso \$1201.28
- 500-24 Capitan \$343.66
- 500-25 Carrizozo \$1,741.36
- 500-26 Corona \$980.25

**56384 Environmental Gross Receipt** – transfer out cash balance to the new Solid Waste fund in the amount of \$ 137,649.68

**56446 Solid Waste** – transfer in \$ 137,649.68 from fund 56384

**60886 CDBG Grant** - added transfer in from general fund to cover change orders approved by the Board

**LINCOLN COUNTY PRELIMINARY BUDGET APPROVAL - MAY 17, 2016**

**2016 - 2017 External Requests Summary**

		A	B	C	D	E	F	G	H	I
	Organization	13-14 Funded	14-15 Funded	15-16 Request 5.5.15	15-16 Funded 5.5.15	16-17 Request 5.2.16	Diff. 16-17 Request From 15-16 Funded	16-17 Funded 5.2.16	% Granted	Fund #
1	NMSU Co-op Ext. Svcs.	\$64,399	\$93,000	\$95,000	\$90,000	\$72,951	-\$17,049	\$72,951	100%	418
2	Capitan Library	\$5,000	\$5,000	\$10,000	\$4,000	\$15,000	\$11,000	\$5,000	33%	405
3	Corona Library	\$5,000	\$5,000	\$5,000	\$1,500	\$5,000	\$3,500	\$3,000	60%	405
4	Ruidoso Library	\$20,000	\$20,000	\$25,000	\$10,000	\$30,000	\$20,000	\$15,000	50%	405
5	LCJJB	\$8,000	\$8,000	\$22,000	\$8,000	\$12,000	\$4,000	\$10,500	88%	657
6	SNMEDD	\$6,000	\$6,000	\$6,000	\$6,000	\$7,000	\$1,000	\$7,000	100%	405
7	USDA Wildlife Svcs.	\$39,373	\$47,721	\$47,116	\$47,116	\$32,556	-\$14,560	\$32,556	100%	423
<p align="center"><b>Note: Total Request \$94,500. Per head tax of \$0.75 = \$24,840; delinquent taxes = \$425; Taylor Grazing = \$36,679 Requested \$32,556 from Gen'l Fund.</b></p>										
8	Upper Hondo (Noxious Weeds)	\$40,000	\$50,000	\$50,000	\$50,000	\$60,000	\$10,000	\$50,000	83%	418
9	South Central Mtn. RC&D	\$30,000	\$40,000	\$40,000	\$40,000	\$40,000	\$0	\$25,000	63%	418
10	Humane Society of Lincoln Cnty	\$30,000	\$30,000	\$30,000	\$30,000	\$31,000	\$1,000	\$26,000	84%	418
11	EcoServants	\$15,000	\$15,000	\$25,000	\$10,000	\$25,000	\$15,000	\$10,000	40%	405
12	NM State Library Rural Bookmobile	\$1,260	\$1,260	\$1,260	\$1,260	\$1,260	\$0	\$1,260	100%	405
13	Coalition of Counties	\$5,000	\$5,000	\$2,600	\$2,600	\$7,600	\$5,000	\$5,000	66%	405
14	Boys & Girls Club	\$3,000	\$6,000	\$10,000	\$8,000	\$10,000	\$2,000	\$10,000	100%	405
15	Miracle's Paws for Pets		\$0	\$5,000	\$1,000	\$1,500	\$500	\$1,000	67%	405
16	City of Ruidoso Downs - Lincoln County Transit		\$0	\$28,000	\$0	\$34,500	\$34,500	\$5,000	14%	418
17	White Mtn. Search & Rescue		\$1,000	\$1,000	\$1,000	\$1,000	\$0	\$1,000	100%	418
18	<b>Total</b>	<b>\$272,032</b>	<b>\$332,981</b>	<b>\$402,976</b>	<b>\$310,476</b>	<b>\$386,367</b>	<b>\$75,891</b>	<b>\$280,267</b>	<b>73%</b>	
19	<b>% Change-Prior Year Funded</b>		<b>22%</b>		<b>-7%</b>				<b>-10%</b>	

ENCL 4

**OPTIONAL COUNTY REQUESTS**  
**Preliminary Budget Approval Hearing**

**May 17, 2016**

		A	B	
		Amount Requested	Amount Approved	
<b>SHERIFF</b>				
1	Three SUVs	\$116,700	\$77,800	(2)
2	Transport vehicle	\$37,000		
3	Record Management System - Replace Sleuth	\$200,000	\$150,000	
4	<b>Total Sheriff</b>	<b>\$353,700</b>	<b>\$227,800</b>	<b>64%</b>
<b>ROAD DEPT.</b>				
5	Three 4-WD Crew Cab Pick-ups - 3/4 Ton	\$130,500	\$87,000	(2)
6	Culvert Jetter	\$99,000	\$99,000	(1)
7	Three Dump Trucks	\$450,000	\$150,000	(1)
8	Transport Truck	\$132,000		
9	<b>Total Road</b>	<b>\$811,500</b>	<b>\$336,000</b>	<b>41%</b>
<b>MANAGER</b>				
10	Tommy Lift for Maintenance Supervisor	\$2,544		
11	Window Replacement in Clerk/Treasurer Offices	\$30,000	\$30,000	
12	Parking Lot Repair for County Property	\$19,600		
13	One 4-WD Pick-up for Rural addresser	\$23,000	\$23,000	
14	<b>Total Manager</b>	<b>\$75,144</b>	<b>\$53,000</b>	<b>70%</b>
<b>SALARY TREATMENT</b>				
15	Salary Treatment for Elected Officials	\$23,664		
16	3% COLA for Classified Employees	\$207,129	\$207,129	
17	<b>Total Salary Treatment</b>	<b>\$230,793</b>	<b>\$207,129</b>	
18	<b>Total Optional County Requests</b>	<b>\$1,471,137</b>	<b>\$823,929</b>	<b>56%</b>

**ADDITIONAL COUNTY OPTIONAL REQUEST**

19	Paving of Sr. Center Parking Lot	\$60,000		
20	<b>Total Additional Request for Consideration</b>	<b>\$60,000</b>		

**LINCOLN COUNTY DETENTION CENTER MULTIPLE PHASE PROJECTS  
PRELIMINARY COST ESTIMATES**

1. Medical Suite and Corridor Extension (1)

Medical Suite	1,417 sf x 240/sf	340,080
Corridor Extension	350 sf x 200/sf	70,000
Isolation cells	2 modules x 54,000	<u>108,000</u>
Sub-Total		518,080
10% Contingency		<u>51,808</u>
Total		569,888 plus NMGRT

2. Medical Suite (1) and Indoor Rec/Program Space (2)

Medical Suite	1,417 sf x 240/sf	340,080
Corridor	350 sf x 200/sf	70,000
Isolation Cells	2 modules x 54,000	108,000
Indoor Rec./Program	1,388sf x 210/sf	<u>291,480</u>
Sub-Total		809,560
10% Contingency		<u>85,120</u>
Total		894,680 plus NMGRT

3. Medical Suite (1) and Female Pod (3)

Medical Suite	1,417 sf x 240/sf	340,080
Corridor	350 sf x 200/sf	70,000
Isolation Cells	2 modules x 54,000	108,000
Female Pod	4,324 sf x 240/sf	1,037,760
Outdoor Rec/Chase	1,397 sf x 180/sf	251,460
Cell Modules	16 modules x 54,000	864,000
Corridor	1,402 sf x 200/sf	<u>280,400</u>
Sub-Total		2,951,700
10% Contingency		<u>295,170</u>
Total		3,246,870 plus NMGRT

**FY 16-17 Analysis of Clinic and Hospital Funding Requests**

Item Requested	Funds Requested	Funds Approved	Difference
1 Corona Clinic - Operating Funds	\$25,000	\$25,000	
2 Czozo Operating Funds	\$374,610	\$374,610	
3 Czozo Capital	\$94,760	\$94,760	
4 Total Czozo Clinic	\$469,370	\$469,370	
5 Total Capitan Clinic - Operating Funds	\$100,000	\$100,000	
<b>6 Total PHS Rural Clinic Expenses</b>	<b>\$594,370</b>	<b>\$594,370</b>	
<b>7 Total Hondo Clinic Operating Funds (La Casa)</b>	<b>\$139,560</b>	<b>\$139,560</b>	
<b>8 TOTAL CLINIC FUNDS REQUESTED</b>	<b>\$733,930</b>	<b>\$733,930</b>	
9 LCEMS Ambulance	\$210,850	\$210,850	
10 Stretcher	\$15,000	\$15,000	
11 6 hydraulic lifts	\$80,000	\$80,000	
12 Hondo EMS Constuction Exp.	\$20,000	\$20,000	
13 Bonito EMS Construction Exp.	\$50,000	\$0	
<b>14 Lincoln County Emergency Medical Services - Total (LCEMS)</b>	<b>\$375,850</b>	<b>\$325,850</b>	<b>\$50,000</b>
<b>15 Capital Outlay - Ambulance</b>	<b>\$203,580</b>	<b>\$203,580</b>	
15 Repair Sidewalks	\$5,000	\$5,000	
16 Repair Parking Lot	\$32,000	\$32,000	
17 Repair roof over laundry	\$25,000	\$25,000	
18 Repair Sewer line	\$12,000	\$12,000	
<b>19 LCMC Capital Expenses Total</b>	<b>\$74,000</b>	<b>\$74,000</b>	
<b>20 Lincoln County Community Assistance Program (LCAP) Total</b>	<b>\$110,000</b>	<b>\$110,000</b>	
21 LCMC Hospital Operations	\$1,550,000	\$1,250,000	\$300,000
22 Total LCMC Hospital Expenses	\$2,313,430	\$1,963,430	\$350,000
23 EMS Operations (County request)		\$5,000	
24 Safety Net Care Pool (1/2 of total obligation to State)		\$214,226	
<b>23 Total Medical Center Budget</b>		<b>\$2,182,656</b>	

**RESOLUTION 2016-3**

**A RESOLUTION ADOPTING THE FINAL  
2016-2017 BUDGET FOR LINCOLN COUNTY**

**WHEREAS**, the Lincoln County Board of Commissioners, meeting in a regular session on July 19, 2016 did review the final 2016-2017 budget and it was determined that the proposed budget would be beneficial for the citizens of Lincoln County; and

**NOW, THEREFORE, BE IT RESOLVED**, that the budget priorities for 2016-2017 for Lincoln County are:

- Priority One – Constrain expenditures to live within budget
- Priority Two - Find Additional sources of revenue
- Priority Three – Improve Management of Existing Revenues

**BE IT FURTHER RESOLVED**, that the Lincoln County board of Commissioners hereby continue the existing special mill levy of 2.75 mills, apportioned this year as follows: GENERAL COUNTY GOVERNMENT 2.75 MILLS;

**BE IT FURTHER RESOLVED**, that the Lincoln County board of Commissioners hereby authorizes the November 4, 2014 Voter approved 3 mills, Hospital Mill Levy apportioned this year as follows: LINCOLN COUNTY MEDICAL CENTER at 2.0 MILLS and RURAL HEALTH CLINICS AT .6 MILLS;

**BE IT FURTHER RESOLVED**, that the Lincoln County Board of Commissioners hereby respectfully requests final approval from the Local Government Division of the Department of Finance And Administration; and

**ATTACHMENTS:** Balance Sheet and Departmental Budgets 2016-2017

**PASSED, APPROVED AND ADOPTED** this 19th day of July 2016.

**BOARD OF COMMISSIONERS FOR  
THE COUNTY OF LINCOLN,  
STATE OF NEW MEXICO**

\_\_\_\_\_  
Preston Stone, Chairman

\_\_\_\_\_  
Dallas Draper, Vice Chairman

\_\_\_\_\_  
Elaine Allen, Member

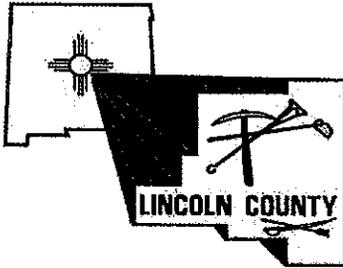
\_\_\_\_\_  
Lynn Willard, Member

\_\_\_\_\_  
Thomas Stewart, Member

**ATTEST:**

\_\_\_\_\_  
Rhonda Burrows, County Clerk

ENCL 8



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# County of Lincoln

P.O Box 711 • 300 Central Ave. • Carrizozo, New Mexico 88301-0711 • (575) 648-2385

## Agenda Item 20

July 13, 2016

### MEMORANDUM

**TO:** County Commissioners

**FROM:** Nita Taylor, Lincoln County Manager

**SUBJECT:** Appointments and Removals from Boards/Commissioners Committee Update

#### Discussion:

The attached letter nominated Patsy Vallejos to the Senior Citizens Olympic Committee.

- Senior Citizens Olympic Committee – one position

The following are the Boards/Commissioners Committee that still needs members appointed:

- Lincoln Historic Preservation Board – One Position
- Lodger's Tax Committee – Two Positions
- Planning Commission - three positions

**Recommendation:** Appoint Patsy Vallejos to the Senior Citizen Olympic Committee based on the recommendations.

NO.		DISTRICT NO.	APPOINTED	EXPIRATION
	LORI WETZEL		05/17/16	05/18
	DONDA RICHARDSON		05/17/16	05/18
	ALTERNATE - DEREK MOORHEAD		05/17/16	05/18

**REGIONAL WASTE WATER JOINT USE BOARD - 2 YEAR TERM**

DISTRICT NO.	MEMBER	ADDRESS	RESIDES IN DISTRICT NO.	DATE APPOINTED	TERM EXPIRATION

**ROAD REVIEW ADVISORY COMMITTEE, LINCOLN COUNTY - 2 YEAR TERM (ORDINANCE NO. 2003-5)**

DISTRICT NO.	MEMBER	ADDRESS	RESIDES IN DISTRICT NO.	DATE APPOINTED	TERM EXPIRATION
DIST 1	LANCE HALE 575-430-9060 F-630-0126	BOX 745 RUIDOSO DOWNS, 88346	1	08/18/15	08/17
DIST 2	ROBERT BARBER	BOX 126, CAPITAN, NM	1	10/21/14	10/16
DIST 3	JAMES RUSS	PO BOX 2362 RUIDOSO NM	3	09/15/15	09/17
DIST 4	J.BRYAN WHITE (336-2619 OR 208-610-5464; COCHICH@BAIABB.COM)	PO BOX 237, ALTO, NM 88312		01/13/15	01/17
DIST 5	BILLY SEELBACH (258-1704)	406 GAVILAN CANYON, DOSO 88345	2	07/15/14	07/16

PUBLICATION IS REQUIRED

**SENIOR CITIZENS OLYMPIC COMMITTEE, LINCOLN COUNTY - 2 YEAR TERM (ORDINANCE NO. 1994-5)**

DISTRICT NO.	MEMBER	ADDRESS	RESIDES IN DISTRICT NO.	DATE APPOINTED	TERM EXPIRATION
	PAUL KUNKLE 575-630-1099	352 COUNTRY CLUB RD, RUIDOSO		04/19/16	04/18
	LUCY SERVIES	107 JACK LITTLE DR, B3, RUIDOSO		01/13/15	01/17
	JIM CLEMENTS	101 POW WOW TR, RUIDOSO 88345		05/17/16	05/18
	OPEN				
	GENE NITZ	218 JACK LITTLE DR, RUIDOSO		05/17/16	05/18

PUBLICATION IS REQUIRED.

**SOUTHEASTERN NEW MEXICO ECONOMIC DEVELOPMENT DISTRICT (SNMEDD) 2 YEAR TERM**

DISTRICT NO.	MEMBER	ADDRESS	RESIDES IN DISTRICT NO.	DATE APPOINTED	TERM EXPIRATION
/	DALLAS DRAPER	113 ALPINE VILLAGE, RUIDOSO	3	01/13/15	01/17
	ALTERNATE - LYNN WILLARD	109 NOGAL PLACE, RUIDOSO	2	01/13/15	01/17
	PRIVATE SECTOR - REBECCA BROOKS	720 SUDDERTH DR, RUIDOSO (575)257-7395		01/09/15	01/17

**SOLID WASTE AUTHORITY, LINCOLN COUNTY - 2 YEAR TERM (AGREEMENT NO. 343)**

DISTRICT NO.	MEMBER	ADDRESS	RESIDES IN DISTRICT NO.	DATE APPOINTED	TERM EXPIRATION
	GARY WILLIAMS		5		
	BILL HIGNIGHT, MAYOR	BOX 37, CORONA 88318	1		
	RAY DEAN - CHAIR		1		
	JEAN COULTON		1		

RECEIVED

JUL 05 2016

ADMINISTRATION  
LINCOLN COUNTY NM

July 1, 2016

To Lincoln County Board of Commissioners

We the undersigned would like to nominate Patsy Vallejos to the Senior Citizens Olympic Committee. She is active and enjoys her time with seniors. She has worked at our local grocery store, Carrizozo Market for almost 3 years, until it closed, she works for the 12<sup>th</sup> Judicial District Attorney's Office for 17 years, here at the Courthouse. She is an outgoing individual, and we all think it would be a good fit.

We hope you consider her as an candidate.

Sincerely,

Casa Adams

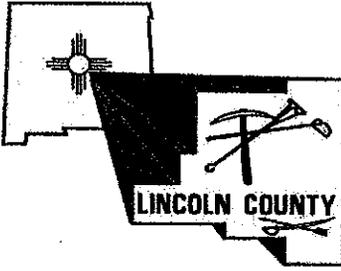
Nancy Kerr

JAC

Jan C. Thurston

Shelly Hyatt

Stephan J. Jarama



# *County of Lincoln*

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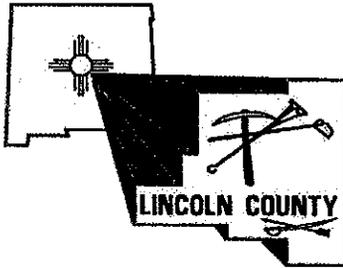
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## Agenda Items No. 21

### SUBJECT

Authorization to Schedule Public Hearing to Consider Other Outdated or New Lincoln County Ordinances

- a. Ordinance No. 2015-05 Lincoln County Solid Waste and Litter Ordinance



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# *County of Lincoln*

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Agenda Item. 22

## **SUBJECT**

Executive Session Pursuant to the Open Meetings Act: Discussion of all Threatened and/or Pending Litigation Section 10-15-1, Sub-Paragraph H.(7); and Discussion of the purchase, acquisition or disposal of real property or water rights by the public body, Section 10-15-1, Sub-Paragraph H.(8).

See attached list.

# Alan P. Morel, P.A.

Attorney at Law

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Post Office Box 1030  
Ruidoso, New Mexico 88355-1030

Jira Plaza  
Telephone (575) 257-3556  
Facsimile (575) 257-3558

July 19, 2016

**LINCOLN COUNTY EXECUTIVE SESSION PURSUANT TO THE OPEN MEETINGS ACT:  
DISCUSSION OF ALL THREATENED AND/OR PENDING LITIGATION SECTION 10-15-1,  
SUBPARAGRAPH H.(7); AND DISCUSSION OF THE PURCHASE, ACQUISITION OR  
DISPOSAL OF REAL PROPERTY OR WATER RIGHTS BY THE PUBLIC BODY, SECTION  
10-15-1, SUBPARAGRAPH H.(8)**

**New or Updated Matters since last report \***

1. **\*Cooper, Gale and DeBaca County News v. County of Lincoln, Sheriff of Lincoln County, et al. D-1329-CV-2007-01364.** Suit filed: October 15, 2007. Verified Complaint for Declaratory Judgment Ordering Production of Certain Records and Information. Hearing took place Dec. 18, 2013, and Stipulated Judgment was entered June 4, 2014 in favor of Ms. Cooper. Ms. Cooper filed an appeal June 10, 2014, and Judge John F. Davis was assigned Aug. 3, 2014. Joint Answer Brief of Defendants-Appellees' Steven Sederwall and Rick Virden with Request for Oral Argument filed in the Court of Appeals Sept. 28, 2015. Case was submitted to a panel of three judges for decision on February 1, 2016. Memorandum Opinion was filed March 23, 2016 affirming the district court's determination that statutory damages are not available and vacating \$100,000 punitive damages and attorney fee awards. Order filed April 12, 2016 granting Plaintiff's Motion to Extend Time to File Petition for Writ of Certiorari to May 31, 2016. Plaintiff-Appellant Gale Cooper's Petition for Writ of Certiorari filed with the New Mexico Supreme Court May 31, 2016. Defendants' Response In Opposition to Petition for Writ of Certiorari filed June 15, 2016 in the New Mexico Supreme Court. \*Order Denying Plaintiff's Petition for Writ of Certiorari entered on June 22, 2016. Plaintiff filed her Motion for Reconsideration and Rehearing on July 8, 2016.

2. **Water Rights Protests: New Mexico State Engineer Hearing Numbers: 14-039 and 14-041.** Protests of Applications 01300-1, 01300-2, 01300-3, 0826-2 into 0275 *et. al.* and H-272 *et al* (T) and H-50-1 into H-272 *et. al.* (T) filed July 15, 2013 pertaining to movement / transfer of water rights from the Hondo Valley to the Village of Ruidoso and the City of Ruidoso Downs. Docketing Order filed Sept. 18, 2014. Kelly Cassels/Sanders, Bruin, Coll & Worley, P.A. has been retained by the County, entered his appearance Sept. 22, 2014 and has responded in behalf of the County.

3. **Wesmax, Ltd. V. Paul Baca, Lincoln County Assessor D-1226-CV-2014-00188** Appeal of the Final Order from Lincoln County Valuation Protest Board. Appeal filed Oct. 8, 2014. Case assigned to Basham & Basham/Dwyer. Record of Appeal and Transcript of Proceedings was filed Oct. 23, 2014.

4. **A. Preston, DeAnna v. County of Lincoln, Sheriff Robert Shepperd, Et. Seq. D-1226-CV-2015-00112** Notice of Appeal of Post Disciplinary Hearing filed June 10, 2015. Amended Complaint alleging Civil Rights Violation and Gender Based Discrimination filed on Oct. 13, 2015. Removed to Federal Court Nov. 12, 2015. Amended Complaint Appealing the Adverse Administrative Decision filed May 9, 2016 by Mr. Beauvais. Defendant's Notice of Filing Petition for Removal to Federal Court was filed May 19, 2016.

**B. Preston, DeAnna v. County of Lincoln, Sheriff Robert Shepperd, Et Seq In the United States District Court For The District of New Mexico 2:15-cv-01029.** Defendants County of Lincoln and Sheriff Robert Shepperd's Motion to Dismiss entered November 19, 2015. Order Dismissing Without Prejudice entered by Judge Stephan Vidmar April 19, 2016. Amended Complaint Civil Rights Violation filed May 6, 2016 by Mr. Beauvais.

5. **Orlando Montes v. Pinnacle Propane, LLC, Allen Sultemeier, County of Lincoln , Lincoln County Fair Association, John Does; D-1226-CV-2016-00006 United States District Court for the District of New Mexico 2:16-cv-126.** Complaint for Wrongful Death, Statutory Tort, Violation of Constitutional Rights (Due Process), Negligence Per Se: Loss of Consortium, Negligent Infliction of Emotional Distress filed with the 12<sup>th</sup> Judicial District Court Jan. 19, 2016. Incident occurred at Lincoln County Fairgrounds July 2, 2015. County was served with Complaint on January 25, 2016. The case was removed to Federal Court Feb. 22, 2016. County of Lincoln's Answer to Complaint filed February 29, 2016.

6. **Walter Ray Seidel / Brian Ray Seidel v. Anthony Manfredi, Lincoln County Sheriff Department M-32-CV-2016-00036** Civil Complaint filed March 9, 2016 alleging personal and property damage. County of Lincoln's Answer to Civil complaint filed March 29, 2016.

7. **State of N.M. (NMDOT) v. Neria, et al D-1226-CV-2002-00129** Complaint for Condemnation filed June 10, 2002 by the New Mexico Department of Transportation requesting a Court Order granting NMDOT the fee simple title to certain real property as is necessary for "highway purposes." Order of Dismissal for Lack of Prosecution was entered July 5, 2005. NMDOT submitted a proposed Motion to Vacate Order of Dismissal and Reinstate Case on May 4, 2016 which was not opposed.

8. **Sean McGarry v. Board of County Commissioners, Lincoln County Sheriff's Department, Deputy Mike Wood, Deputy Jason Green, Deputy David Hightower in their individual capacities and as employees of the Lincoln County Sheriff's Department in the United States District Court for the District of New Mexico 2:16-cv-00483 GBW GJF** Complaint for damages resulting from the excessive use of force, false arrest, assault and battery, malicious prosecution and false imprisonment of Plaintiff by Defendants. Complaint filed May 26, 2016.

9. **Property Owners' Committee of Rancho Ruidoso Valley Estates, Inc., Plaintiff v. Y'Hoshua Cohen and NM Dept. of Workforce Solutions, Defendants v. Property Owners' Committee of Rancho Ruidoso Valley Estates, Inc. et. al. and Lincoln County Solid Waste Authority, Third Party Defendants: D 1226-Cv-2015-00217.** Summons improperly served on Lincoln County June 16, 2016, which was for Lincoln County Solid Waste Authority, also known as Greentree Solid Waste Authority.

**Lincoln County Ordinance Violations:**  
**Alan P. Morel: 12<sup>th</sup> Judicial District Attorney's Office**  
**Special Prosecutor**

10. **\*State of NM v. Blaylock, Gregory M-30-MR-2016-00016** Violation of County Ordinance 2014-04: Contraband at Lincoln County Detention Center. Non-Traffic citation was filed in Carrizozo Magistrate Court on February 10, 2016. A misdemeanor arraignment took place February 12, 2016 when the Defendant pled "Not Guilty." Defendant represented by Public Defender's office. Pre Trial Hearing was scheduled for March 29, 2016 but due to Defendant's automobile accident March 28, a reset was scheduled for April 12, 2016 at which time Defendant failed to appear. A Bench Warrant has been issued by the court for failure to appear. A Pre-Trial Hearing is scheduled June 7, 2016 at 9 a.m. on a trailing docket before Judge Mickie Vega. Defendant failed to appear and a Bench Warrant was issued June 7, 2016. \*A Pre-Trial Hearing is scheduled for Tuesday, August 9, 2016 at 9:00 a.m. on a Trailing Docket before Judge Mickie L. Vega.

11. **\*State of NM v. Sandoval, Andrew D. M-30-MR-2016-00042** Violation of County Ordinance 2008-08: Animals running at large. Criminal Complaint filed March 31, 2016 in Carrizozo Magistrate Court. First Appearance hearing took place April 20, 2016 where the Defendant pled "Guilty" and was found Guilty. Sentencing Hearing took place May 24, 2016 9 a.m. on a trailing docket before Judge Mickie Vega. Assistant District Attorney Stephen Ochoa appeared on behalf of Mr. Morel due to an unavoidable conflict. Prosecution was unable to confirm that appropriate payment had been made by Defendant to the victim in this case and the case has been reset for Sentencing Hearing July 5, 2016. \*It has since been confirmed that the victims have been reimbursed and Judgment and Sentence was entered on July 5, 2016. The Defendant was found Guilty" and sentenced to 90 days unsupervised probation, \$100 fine and court costs of \$73.00.

12. **\*State of NM v. Silva, Marcello Jr. M-30-MR-2016-00062:** Violation of County Ordinance 2014-04: Transportation or Possession of Contraband into/in Lincoln County Detention Center. Criminal Complaint prepared by Sheriff's Deputy Terry Caldwell and filed in Carrizozo Magistrate Court May 25, 2016. Misdemeanor Arraignment took place May 27, 2016 before Judge Mickie Vega where the defendant plead "guilty" and bond was set for \$500 cash or Surety. \*A Sentencing Hearing was held on June 28, 2016 at 9:00 a.m. on a Trailing Docket in Carrizozo Magistrate Court at which time the Defendant was found Guilty of possession of a shank/nail. He was sentenced to serve 30 days in the Lincoln County Detention Center "consecutive upon the convictions in the 2 pending L.C. District Court cases", 30 days supervised probation, a fine of \$100.00 and court costs of \$73.00.

13. **\*State of NM v. Marmolejo, Noe:** case number not assigned as of June 21, 2016) Violation of County Ordinance 2008-08: Animals running at large. Non-Traffic citation was filed in Ruidoso Magistrate Court by Sheriff's Sgt. Beard June 17, 2016. \*An Arraignment Hearing is scheduled for July 25, 2016 at 1:00 p.m. before Judge Katie Lund at the Ruidoso Magistrate Court.

14. **\*State of NM v. Widener, Randel M-30-MR-2016-00080** Violation of County Ordinance 2004-05: Unauthorized Structure in Lincoln. Non-Traffic citation was issued by LCSO Sgt. Warren on June 15, 2016 with a court appearance date before Judge Mickie Vega on or by June 30, 2016 at 10:00 a.m. \*An Entry of Appearance and Plea of Not Guilty was filed by Attorney Alexandra Bobbit on June 23, 2016. A Pre-

Trial Hearing is scheduled for July 26, 2016 at 9:00 a.m. on a Trailing Docket before Judge Mickie L. Vega.

15. **State of NM v. Mendoza, Aimee M-30-MR-2016-00077** Violation of County Ordinance 2008-08: Animals running at large. Non-Traffic citation was issued by Sheriff's Sgt. Warren June 12, 2016 with a request for a Court-issued Summons to the Defendant. An Arraignment Hearing before Judge Mickie Vega is scheduled to take place July 13, 2016 at 1:00 p.m.

16. **\*State of NM v. Nava, Gabriel M-30-MR-2016-00081** Violation of County Ordinance 2014-04 Prohibited Contraband in Lincoln County Detention Center. Non-Traffic citation was issued by Sheriff's Stg. Warren June 13, 2016. A Misdemeanor Arraignment took place June 20, 2016 at which time Defendant pled "not guilty." \*The Pre-Trial Hearing scheduled for July 12, 2016 was continued and is now scheduled to take place on July 26, 2016 at 9:00 a.m. on a Trailing Docket before Judge Mickie L. Vega.

### **Tort Claims Notices Received or Threatened**

#### **2016**

**Rains, Bonnie** – Tort Claim Notice received January 18, 2016 alleging failure of the County of Lincoln to maintain road surfaces during snow or ice conditions.

**Brazel, Stephanie** – Tort Claim Notice received January 20, 2016 alleging injuries incurred due to Claimant stepping in an alleged uncovered water meter hole at 2801 Sudderth Drive, Ruidoso, NM.

**Hill, Walter** – Tort Claim Notice received March 8, 2016 via emailed correspondence from Mr. Hill alleging the unlawful disclosure of confidential information from Mr. Hill's Lincoln County personnel file.

**Sonora Corporation (John Russell-CEO)**-Tort Claim Notice received April 6, 2016 via correspondence from Mr. Russell in response to a Notice of Investigation from NM Construction Industries Division due to an alleged lack of final inspection and deviation from approved plans of construction in 2012 at 119 Bald Eagle Court, Alto, NM.

**Jaramillo, Monica** – Tort Claim Notice received April 8, 2016 alleging Lincoln County road department employee in the performance of his road grading duties damaged Ms. Jaramillo's vehicle.

**Wagoner, John** – Tort Claim Notice received April 12, 2016 via telephone call to Mr. Morel's office when Mr. Wagner threatened suit against Lincoln County with respect to alleged accumulation of garbage at property on Highway 70.

**Steward, Tynell** – Tort Claim Notice received April 18, 2016 alleging abuse while incarcerated in Lincoln County Detention Center.

**Coleman, Chad** – Tort Claim Notice received April 25, 2016 alleging warrantless search and seizure and malicious prosecution.

**\*Parsons-Williams, Karen** – Tort Claim Notice received June 2, 2016 alleging negligent or malicious medical procedure performed at Lincoln County Medical Center on March 9, 2016.

#### **2015**

**Cherry, Doris** – Tort Claim Notice posted in Lincoln County News Jan. 1, 2015 stating possible Civil Rights Violation lawsuits regarding alleged Americans with Disabilities Act non-compliance in remodeling the Lincoln County Courthouse buildings.

**McDaniel, Carl** – Tort Claim Notice received Jan. 23, 2015 from Attorney John Sugg alleging violation of the Unfair Trade Practices Act and engaging in unfair or deceptive trade practices and/or unconscionable trade practices by GSWA.

**Sehorn, Sean M.** – Tort claim Notice received March 2, 2015 from Attorney Gary Mitchell alleging Lincoln County Detention Center failed to provide adequate medical treatment during inmate Sehorn's incarceration.

**Lavin, Erica L. and Rathgeber, Jack** – Tort Claim Notice received March 2, 2015 from Attorney Gary Mitchell alleging Constitutional Rights were violated resulting in wrongful termination.

**Hanley, Constance** – Tort Claim Notice received March 20, 2015 from Attorney John Sugg alleging violations of 42 USC section 1983, malicious prosecution, failure to investigate, defamation of character, libel and abuse of process.

**Capitan Iron Mine through A. Blair Dunn** – Threatened Litigation on April 1, 2015 against the County of Lincoln should Lincoln County require Capitan Iron Mine comply with Lincoln County Mine Ordinance 2009-01.

**Chavez, Billy** – Ordinance Violation: 2009-03 Regulating Refuse, Solid Waste and Litter in the County. March 10, 2015 certified letter mailed to Mr. Chavez giving him 30 days to dispose of debris on his property at 142 White Cat Road, San Patricio (Section 26, Township-10S, Range 16E, tract of land lying in the NE 4SE4). April 10, 2015 the property was inspected and noted no progress had been made.

**Culp, Susan v. LCMC/Lincoln County:** Tort Claim Notice received May 4, 2015 from Attorney Katherine Channing Roehl/Roehl Law Firm alleging medical malpractice, negligent supervision, negligent credentialing by staff, administrators and doctors at LCMC on or about March 3, 2015 during Ms. Culp's gall bladder removal surgery.

**Reyes, Roberto** – Tort Claim Notice received May 15, 2015 from Attorney Timothy White/Valdez White Law Firm alleging illegal seizure, illegal search, illegal imprisonment and wrongful conduct of the Lincoln County Sheriff's Department.

**Torres, Leopoldo:** Tort Claim Notice received June 4, 2015 from inmate Torres alleging inmate-initiated attack on inmate Torres at Lincoln County Detention Center.

**Wallace, Stephen:** Tort Claim Notice received June 11, 2015 from Attorney Gary Mitchell alleging deprivation of Constitutional rights due to false incarceration at Lincoln County Detention Center without proceeding with a timely extradition.

**Rodriguez, Victor** – Tort Claim Notice received July 13, 2015 from Attorney W. Chris Nedbalek alleging hostile treatment from fellow employees while employed at Lincoln County Detention Center.

**Prudencio, Fabian and Corinne** – Tort Claim Notice received July 24, 2015 from Attorney Daniel P. Ulibarri alleging negligence, personal injury, spoliation, indemnification and property damage against the County of Lincoln.

**Yates, Barbara** – Verbal Threat against the County issued July 21, 2015 due to ongoing flooding at her private property.

**Davis, Jack and Rema** – Verbal Threat against the County issued July 21, 2015 due to ongoing flooding at their private property.

**Capitan Iron Mine** – Tort Claim Notice received Sept. 24, 2014 via email from A. Blair Dunn, alleging County trespass on private property.

**L. Phillip Onsrud** – Tort Claim Notice received Nov. 3, 2015 via email alleging lack of medical care while incarcerated in Lincoln County Detention Center.

**Brown, Shelly** – Tort Claim Notice received December 31, 2015 alleged failure of the County of Lincoln to maintain road surfaces during snow or ice conditions.

## **2014**

**Ogden, John D** – Tort Claim Notice received May 26, 2014 alleging mistreatment while incarcerated at Lincoln County Detention Center on March 11, 2014.

**Rounds, Christopher** – Tort Claim Notice received June 4, 2014 alleging being held in Lincoln County Detention Center without being advised of his charges.

**Herbert, Crystal** – Tort Claim Notice received June 23, 2014 from Attorney Matthew Coyte/Coyte Law alleging false imprisonment, due process violations, unlawful detention of a minor, emotional distress.

**Class Action** – Tort Claim Notice received June 23, 2014 from Attorney Ryan Villa/Cooper Law Firm alleging false imprisonment, false arrest, deprivation of rights at Lincoln County Detention Center that arise with Immigration and Customs Enforcement charges.

**Atwell, Stacey** – Tort Claim Notice received June 25, 2014 alleging unlawful seizure of her two minor children during a request for a deputy to assist in keeping the peace.

**Ramos, Aaron** – Tort Claim Notice received August 7, 2014 alleging lack of Due Process for inmates at Lincoln County Detention Center.

**Lambert, David and Bonnie** - Tort Claim Notice received Sept. 8, 2014 from Attorney W. Chris Nedbalek alleging damage to Lambert property due to Mr. Rodney Bunsen using his own equipment to alter a platted County right of way without the authorization or knowledge of the County.

**Caughron, Brittany and Anderson, Amie** – Tort Claim Notice received Oct. 24, 2014 by Attorney W. Chris Nedbalek alleging overcrowding of Lincoln County Detention Center as a violation of 8<sup>th</sup> Amendment Rights.

**Ryen, Allen**- Tort Claim Notice received Oct. 27, 2014 by Attorney W. Chris Nedbalek alleging Mr. Ryen was exposed to unsanitary conditions at Lincoln County Detention Center.

**Inmate Group** – Tort Claim Notice received Oct. 27, 2014 by Attorney W. Chris Nedbalek alleging overcrowding and unsanitary conditions at Lincoln County Detention Center.

**Caughron, Brittany and Anderson, Amie** – Tort Claim Notice received Nov. 14, 2014 by attorney W. Chris Nedbalek alleging inadequate medical care and overcrowding at Lincoln County Detention Center.

**Inmate Group** – Tort Claim Notice received Nov. 14, 2014 by attorney W. Chris Nedbalek alleging overcrowding and unsanitary conditions at Lincoln County Detention Center.

**Long, Cameron** – Tort Claim Notice received Nov. 14, 2014 by attorney W. Chris Nedbalek alleging mistreatment by an Officer with Adult Probation and Parole.

**McClarnon, Brian** – Tort Claim Notice received Nov. 14, 2014 by attorney W. Chris Nedbalek alleging violations of U.S. Constitutional Amendment rights.

**Diana Martwick, 12<sup>th</sup> Judicial District Attorney** – Tort Claim Notice received Nov. 25, 2014 alleging lack of adequate office space provided by the County of Lincoln.

**Inmate Group** – Tort Claim Notice received Dec. Dec. 22, 2014 by attorney W. Chris Nedbalek alleging inmates were mistreated at Lincoln County Detention Center.

**2013**

**Harrisburg Documents-** Attempts to recover Lincoln County documents illegally taken from the County. County Clerk Rhonda Burrows has been in contact with Harrisburg, PA in recovery efforts.